## HIGH COURT OF MADHYA PRADESH : JABALPUR DIVISION BENCH - SPL (Time 10:30 AM) Daily Cause List dated : 18-07-2019 BEFORE: HON'BLE SHRI JUSTICE RAJEEV KUMAR DUBEY & HON'BLE SHRI JUSTICE VISHAL DHAGAT Court Room No.: 17

### Note:- CASES FOR FINAL HEARING SHALL BE TAKEN UP BY ALL THE BENCHES IMMEDIATELY AFTER COMPLETION OF MOTION HEARING EVERYDAY. LAWYERS ARE REQUESTED TO GIVE LIST OF BOOKS TO READER IN ADVANCE.

### NOTE :

#### LARGER BENCH

<u>NOTE</u> : The facility of PoS (Point of Sale) machine for making online court fee is available at Presentation Centre of High Court of M.P., Jabalpur.

IVI.P.,	, Jabaipur.	ΜΟΤΙΟΝ	HEARING				
<u>MOTION HEARING</u> [DIRECTION MATTERS]							
SN	Case No	Petitioner / Respondent	Petitioner/Respondent Advocate				
1	MCRC 00982/2019	ANIL DAS BAIRAGI	ANKIT SAXENA, VIJAY KUMAR SHAHANI, ARPIT SAXENA, ATIN VISHWAKARMA, SHANTANU AYACHI, ADARSH HEERA, DEEPESH MAHAWAR				
		SMT. NIDHI JAIN	, NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1], AMITABH BHARTI[R-1][R-2][R-2]				
		CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of Criminal Procedure, 1973-12102 - SECTION 482. Relief - TO QUASH THE PROCEEDINGS {Fixed Date/SPC} FOR RECONSIDERATION ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE BENCH JUDGMENT OF THIS COURT IN THE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE CORRECT LAW ON THE POINT OF CAPABILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO FILE COMPLAINT UNDER SECTION 138 READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL REPRESENTATIVE OR ALL LEGAL REPRESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAINT UNDER SECTION 138 READ WITH SECTION 142 OF THE ACT WITHOUT HAVING SUCCESSION CERTIFICATE,LETTERS OF ADMINISTRATION OR PROBATE UNDER THE INDIAN SUCCESSION ACT? IF NOT, THEN, (3) WHAT WOULD BE THE AFFECT OF DELAY IN OBTAINING THE AFORESAID AUTHORITIES, WHICH WOULD FRUSTRATE THE CAUSE OF ACTION TO FILE COMPLAINT UNDER SECTION 138 OF THE ACT ON ACCOUNT OF NOT TAKING STEPS WITHIN TIME, AS REQUIRED UNDER PROVISO(A) AND (B)OF SECTION 138 OF THE ACT AS THE ACT AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER SECTION 142(1)(B) OF THE ACT? (KIND ATTN. IS INVITED ON ORDER DTD.18.6.2019 OF HON.THE ACTING					
1.1	Connected MCRC 00987/2019	CHIEF JUSTICE REGARDING LISTING T ANIL DAS BAIRAGI	HE CASE). ANKIT SAXENA, VIJAY KUMAR SHAHANI, ADARSH HEERA, SHANTANU AYACHI, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI				
		Versus					
		SMT. NIDHI JAIN	, AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3][R-3]				
		<ul> <li>CrPC - S. 482, Negotiable Instruments Act - S. 138,</li> <li>CRIMINAL LAW &amp; PROCEDURE-12100 - Code of Criminal Procedure, 1973-12102 - SECTION 482.</li> <li>Relief - TO SET ASIDE THE ORDER DATED 24/04/2018</li> <li>{Fixed Date/SPC} FOR RECONSIDERATION ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE</li> <li>BENCH JUDGMENT OF THIS COURT IN THE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE</li> <li>CORRECT LAW ON THE POINT OF CAPABILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO</li> <li>FILE COMPLAINT UNDER SECTION 138 READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL</li> <li>REPRESENTATIVE OR ALL LEGAL REPRESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAINT</li> <li>UNDER SECTION 138 READ WITH SECTION 142 OF THE ACT WITHOUT HAVING SUCCESSION</li> </ul>					
		CERTIFICATE, LETTERS OF ADMINISTRATION OR PROBATE UNDER THE INDIAN SUCCESSION ACT? IF NOT, THEN, (3) WHAT WOULD BE THE AFFECT OF DELAY IN OBTAINING THE AFORESAID AUTHORITIES WHICH WOULD FRUSTRATE THE CAUSE OF ACTION TO FILE COMPLAINT UNDER SECTION 138 OF THE ACT ON ACCOUNT OF NOT TAKING STEPS WITHIN TIME, AS REQUIRED UNDER PROVISO(A) AND (B)OF SECTION 138 OF THE ACT AS THE ACT AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER SECTION 142(1)(B) OF THE ACT? (KIND ATTN. IS INVITED ON ORDER DTD.18.6.2019 OF HON.THE ACTING CHIEF JUSTICE REGARDING LISTING THE CASE).					
1.2	Connected MCRC 00991/2019	ANIL DAS BAIRAGI	ANKIT SAXENA, VIJAY KUMAR SHAHANI, ADARSH HEERA, SHANTANU AYACHI, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI				
		Versus SMT. NIDHI JAIN	, AMITABH BHARTI[R-1], AKSHAY NAMDEO[R-1], NILESH KOTECHA[R-1][R-2][R-2][R-2][R-3][R-3]				

Daily Cause List dated : 18-07-2019 BEFORE: HON'BLE SHRI JUSTICE RAJEEV KUMAR DUBEY & HON'BLE SHRI JUSTICE VISHAL DHAGAT					
	CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of Criminal Procedure, 1973-12102 - SECTION 482. Relief - TO SET ASIDE THE IMPUGNED ORDER AND PROCEEDINGS {Fixed Date/SPC} FOR RECONSIDERATION ON THE FOLLOWING QUESTIONS: (1) WHETHER THE S BENCH JUDGMENT OF THIS COURT IN THE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE CORRECT LAW ON THE POINT OF CAPABILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATION FOR ADVISION FOR THE DESTINATION OF THE DESTINATION OF THE LEGAL REPRESENTATION				
		FILE COMPLAINT UNDER SECTION 138 READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGA REPRESENTATIVE OR ALL LEGAL REPRESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAIN UNDER SECTION 138 READ WITH SECTION 142 OF THE ACT WITHOUT HAVING SUCCESSION CERTIFICATE,LETTERS OF ADMINISTRATION OR PROBATE UNDER THE INDIAN SUCCESSION ACT? IF NOT, THEN, (3) WHAT WOULD BE THE AFFECT OF DELAY IN OBTAINING THE AFORESAID AUTHORITIES WHICH WOULD FRUSTRATE THE CAUSE OF ACTION TO FILE COMPLAINT UNDER SECTION 138 OF THE ACT ON ACCOUNT OF NOT TAKING STEPS WITHIN TIME, AS REQUIRED UNDER PROVISO(A) AND (B)OF SECTION 138 OF THE ACT AS THE ACT AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER SECTION 148 OF THE ACT? (KIND ATTN. IS INVITED ON ORDER DTD.18.6.2019 OF HON.THE ACTING			
		CHIEF JUSTICE REGARDING LISTING THE CASE).			
1.3	Connected MCRC 00994/2019	ANIL DAS BAIRAGI Versus	ANKIT SAXENA, VIJAY KUMAR SHAHANI, POONAM SHAHANI, ADARSH HEERA, SHANTANU AYACHI, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA		
		SMT. NIDHI JAIN	, AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3]		
		CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of C Relief - TO SET ASIDE THE ORDER DATED 24/04/2			
		BENCH JUDGMENT OF THIS COURT IN T CORRECT LAW ON THE POINT OF CAPA	N ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE THE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE BILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL		
REPRESENTATIVE OR ALL LEGAL REPRESENTATIVES OF THE ACT (2) WHEN REPRESENTATIVE OR ALL LEGAL REPRESENTATIVES OF THE DECEASED PAYEE CAN FIL UNDER SECTION 138 READ WITH SECTION 142 OF THE ACT WITHOUT HAVING SUCCESS CERTIFICATE,LETTERS OF ADMINISTRATION OR PROBATE UNDER THE INDIAN SUCCESS NOT, THEN, (3) WHAT WOULD BE THE AFFECT OF DELAY IN OBTAINING THE AFORESAII WHICH WOULD FRUSTRATE THE CAUSE OF ACTION TO FILE COMPLAINT UNDER SECTION ACT ON ACCOUNT OF NOT TAKING STEPS WITHIN TIME, AS REQUIRED UNDER PROVISO					
		SECTION 138 OF THE ACT AS THE ACT A	AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER ATTN. IS INVITED ON ORDER DTD.18.6.2019 OF HON.THE ACTING		
1.4	Connected MCRC 01000/2019	ANIL DAS BAIRAGI	ANKIT SAXENA, VIJAY KUMAR SHAHANI, ADARSH HEERA, RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI		
1.4	MCRC	ANIL DAS BAIRAGI Versus	RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA,		
1.4	MCRC	Versus SMT. NIDHI JAIN	RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA,		
1.4	MCRC	Versus SMT. NIDHI JAIN CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of O Relief - TO SET ASIDE THE ORDER DATED 24/04/2	RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI , AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3][R-3] Criminal Procedure, 1973-12102 - SECTION 482.		
1.4	MCRC	Versus SMT. NIDHI JAIN CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of O Relief - TO SET ASIDE THE ORDER DATED 24/04/2 {Fixed Date/SPC} FOR RECONSIDERATIO	RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI , AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3] Criminal Procedure, 1973-12102 - SECTION 482.		
1.4	MCRC	Versus SMT. NIDHI JAIN CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of G Relief - TO SET ASIDE THE ORDER DATED 24/04/2 {Fixed Date/SPC} FOR RECONSIDERATIO BENCH JUDGMENT OF THIS COURT IN T CORRECT LAW ON THE POINT OF CAPA FILE COMPLAINT UNDER SECTION 138 REPRESENTATIVE OR ALL LEGAL REPR	RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI , AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3] Criminal Procedure, 1973-12102 - SECTION 482. 018 N ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE FHE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE BILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL ESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAINT		
1.4	MCRC	Versus SMT. NIDHI JAIN CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of G Relief - TO SET ASIDE THE ORDER DATED 24/04/2 {Fixed Date/SPC} FOR RECONSIDERATIO BENCH JUDGMENT OF THIS COURT IN T CORRECT LAW ON THE POINT OF CAPA FILE COMPLAINT UNDER SECTION 138 REPRESENTATIVE OR ALL LEGAL REPR UNDER SECTION 138 READ WITH SECTI CERTIFICATE, LETTERS OF ADMINISTR/ NOT, THEN, (3) WHAT WOULD BE THE A	RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI , AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3] Criminal Procedure, 1973-12102 - SECTION 482. 018 N ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE FHE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE BILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL		
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1.4	MCRC 01000/2019	Versus SMT. NIDHI JAIN CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of C Relief - TO SET ASIDE THE ORDER DATED 24/04/2 [Fixed Date/SPC] FOR RECONSIDERATIO BENCH JUDGMENT OF THIS COURT IN 7 CORRECT LAW ON THE POINT OF CAPA FILE COMPLAINT UNDER SECTION 138 REPRESENTATIVE OR ALL LEGAL REPR UNDER SECTION 138 READ WITH SECTI CERTIFICATE,LETTERS OF ADMINISTRA NOT, THEN, (3) WHAT WOULD BE THE A WHICH WOULD FRUSTRATE THE CAUS ACT ON ACCOUNT OF NOT TAKING STE SECTION 138 OF THE ACT AS THE ACT A SECTION 142(1)(B) OF THE ACT? (KIND A CHIEF JUSTICE REGARDING LISTING TH	RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI , AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3] Criminal Procedure, 1973-12102 - SECTION 482. 018 N ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE CHE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE BILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL ESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAINT ON 142 OF THE ACT WITHOUT HAVING SUCCESSION ACT? IF FFECT OF DELAY IN OBTAINING THE AFORESAID AUTHORITIES, E OF ACTION TO FILE COMPLAINT UNDER SECTION 138 OF THE PS WITHIN TIME, AS REQUIRED UNDER PROVISO(A) AND (B)OF AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER ATTN. IS INVITED ON ORDER DTD.18.6.2019 OF HON.THE ACTING HE CASE).		
1.4	MCRC	Versus SMT. NIDHI JAIN CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of ( Relief - TO SET ASIDE THE ORDER DATED 24/04/2 (Fixed Date/SPC) FOR RECONSIDERATIO BENCH JUDGMENT OF THIS COURT IN T CORRECT LAW ON THE POINT OF CAPA FILE COMPLAINT UNDER SECTION 138 REPRESENTATIVE OR ALL LEGAL REPR UNDER SECTION 138 READ WITH SECTI CERTIFICATE,LETTERS OF ADMINISTRA NOT, THEN, (3) WHAT WOULD BE THE A WHICH WOULD FRUSTRATE THE CAUS ACT ON ACCOUNT OF NOT TAKING STE SECTION 138 OF THE ACT AS THE ACT A SECTION 142(1)(B) OF THE ACT? (KIND A CHIEF JUSTICE REGARDING LISTING TI	RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI , AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3][R-3] Criminal Procedure, 1973-12102 - SECTION 482. 018 N ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE FHE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE BILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL ESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAINT ON 142 OF THE ACT WITHOUT HAVING SUCCESSION ATION OR PROBATE UNDER THE INDIAN SUCCESSION ACT? IF FFECT OF DELAY IN OBTAINING THE AFORESAID AUTHORITIES, E OF ACTION TO FILE COMPLAINT UNDER SECTION 138 OF THE EPS WITHIN TIME, AS REQUIRED UNDER PROVISO(A) AND (B)OF AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER ATTN. IS INVITED ON ORDER DTD.18.6.2019 OF HON.THE ACTING		
	MCRC 01000/2019	Versus SMT. NIDHI JAIN CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of C Relief - TO SET ASIDE THE ORDER DATED 24/04/2 [Fixed Date/SPC] FOR RECONSIDERATIO BENCH JUDGMENT OF THIS COURT IN 7 CORRECT LAW ON THE POINT OF CAPA FILE COMPLAINT UNDER SECTION 138 REPRESENTATIVE OR ALL LEGAL REPR UNDER SECTION 138 READ WITH SECTI CERTIFICATE,LETTERS OF ADMINISTRA NOT, THEN, (3) WHAT WOULD BE THE A WHICH WOULD FRUSTRATE THE CAUS ACT ON ACCOUNT OF NOT TAKING STE SECTION 138 OF THE ACT AS THE ACT A SECTION 142(1)(B) OF THE ACT? (KIND A CHIEF JUSTICE REGARDING LISTING TH	RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI , AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3][R-3] Criminal Procedure, 1973-12102 - SECTION 482. 018 N ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE CHE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE BILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL ESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAINT ON 142 OF THE ACT WITHOUT HAVING SUCCESSION XTION OR PROBATE UNDER THE INDIAN SUCCESSION ACT? IF FFECT OF DELAY IN OBTAINING THE AFORESAID AUTHORITIES, E OF ACTION TO FILE COMPLAINT UNDER SECTION 138 OF THE EPS WITHIN TIME, AS REQUIRED UNDER PROVISO(A) AND (B)OF AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER ATTN. IS INVITED ON ORDER DTD.18.6.2019 OF HON.THE ACTING HE CASE). ANKIT SAXENA, VIJAY KUMAR SHAHANI, ADARSH HEERA, SHANTANU AYACHI, DEEPESH MAHAWAR, ATIN		
	MCRC 01000/2019	Versus SMT. NIDHI JAIN CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of C Relief - TO SET ASIDE THE ORDER DATED 24/04/2 (Fixed Date/SPC) FOR RECONSIDERATIO BENCH JUDGMENT OF THIS COURT IN T CORRECT LAW ON THE POINT OF CAPA FILE COMPLAINT UNDER SECTION 138 REPRESENTATIVE OR ALL LEGAL REPR UNDER SECTION 138 READ WITH SECTI CERTIFICATE, LETTERS OF ADMINISTRA/ NOT, THEN, (3) WHAT WOULD BE THE A WHICH WOULD FRUSTRATE THE CAUS ACT ON ACCOUNT OF NOT TAKING STE SECTION 138 OF THE ACT AS THE ACT A SECTION 142(1)(B) OF THE ACT? (KIND A CHIEF JUSTICE REGARDING LISTING TI ANIL DAS BAIRAGI Versus SMT. NIDHI JAIN CrPC - S. 482, Negotiable Instruments Act - S, 138, CRIMINAL LAW & PROCEDURE-12100 - Code of C	RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI , AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-3][R-3][R-3] Criminal Procedure, 1973-12102 - SECTION 482. 018 N ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE CHE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE BILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL ESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAINT ON 142 OF THE ACT WITHOUT HAVING SUCCESSION WITON OR PROBATE UNDER THE INDIAN SUCCESSION ACT? IF FFECT OF DELAY IN OBTAINING THE AFORESAID AUTHORITIES, E OF ACTION TO FILE COMPLAINT UNDER SECTION 138 OF THE EPS WITHIN TIME, AS REQUIRED UNDER PROVISO(A) AND (B)OF AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER ATTN. IS INVITED ON ORDER DTD.18.6.2019 OF HON.THE ACTING tE CASE). ANKIT SAXENA, VIJAY KUMAR SHAHANI, ADARSH HEERA, SHANTANU AYACHI, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA , AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3][R-3]		
	MCRC 01000/2019	Versus SMT. NIDHI JAIN CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of G Relief - TO SET ASIDE THE ORDER DATED 24/04/2 {Fixed Date/SPC} FOR RECONSIDERATIO BENCH JUDGMENT OF THIS COURT IN T CORRECT LAW ON THE POINT OF CAPA FILE COMPLAINT UNDER SECTION 138 REPRESENTATIVE OR ALL LEGAL REPR UNDER SECTION 138 READ WITH SECTI CERTIFICATE,LETTERS OF ADMINISTR/ NOT, THEN, (3) WHAT WOULD BE THE A WHICH WOULD FRUSTRATE THE CAUS ACT ON ACCOUNT OF NOT TAKING STE SECTION 138 OF THE ACT AS THE ACT / SECTION 142(1)(B) OF THE ACT? (KIND / CHIEF JUSTICE REGARDING LISTING TI ANIL DAS BAIRAGI Versus SMT. NIDHI JAIN CrPC - S. 482, Negotiable Instruments Act - S. 138, CRIMINAL LAW & PROCEDURE-12100 - Code of O Relief - PROCEEDINGS PENDING {Fixed Date/SPC} FOR RECONSIDERATIO	RAJESH PARMAR, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHANI , AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-3][R-3][R-3] Criminal Procedure, 1973-12102 - SECTION 482. 018 N ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE CHE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE BILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL ESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAINT ON 142 OF THE ACT WITHOUT HAVING SUCCESSION WITON OR PROBATE UNDER THE INDIAN SUCCESSION ACT? IF FFECT OF DELAY IN OBTAINING THE AFORESAID AUTHORITIES, E OF ACTION TO FILE COMPLAINT UNDER SECTION 138 OF THE EPS WITHIN TIME, AS REQUIRED UNDER PROVISO(A) AND (B)OF AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER ATTN. IS INVITED ON ORDER DTD.18.6.2019 OF HON.THE ACTING tE CASE). ANKIT SAXENA, VIJAY KUMAR SHAHANI, ADARSH HEERA, SHANTANU AYACHI, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA , AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3][R-3]		

	BEFORE: HO		ise List dated : 18-07-2019 UMAR DUBEY & HON'BLE SHRI JUSTICE VISHAL DHAGAT		
		FILE COMPLAINT UNDER SECTI REPRESENTATIVE OR ALL LEGA UNDER SECTION 138 READ WITT CERTIFICATE,LETTERS OF ADM NOT, THEN, (3) WHAT WOULD B WHICH WOULD FRUSTRATE TH ACT ON ACCOUNT OF NOT TAK SECTION 138 OF THE ACT AS TH	OF CAPABILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO ON 138 READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL AL REPRESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAINT H SECTION 142 OF THE ACT WITHOUT HAVING SUCCESSION INISTRATION OR PROBATE UNDER THE INDIAN SUCCESSION ACT? IF E THE AFFECT OF DELAY IN OBTAINING THE AFORESAID AUTHORITIES, E CAUSE OF ACTION TO FILE COMPLAINT UNDER SECTION 138 OF THE ING STEPS WITHIN TIME, AS REQUIRED UNDER PROVISO(A) AND (B)OF IE ACT AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER (KIND ATTN. IS INVITED ON ORDER DTD. 18.6.2019 OF HON.THE ACTING TING THE CASE).		
1.6	Connected MCRC 01028/2019	ANIL DAS BAIRAGI	ANKIT SAXENA, VIJAY KUMAR SHAHANI, ADARSH HEERA, SHANTANU AYACHI, DEEPESH MAHAWAR, ATIN VISHWAKARMA, ARPIT SAXENA, POONAM SHAHNI		
		Versus			
		SMT. NIDHI JAIN	, AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], AKSHAY NAMDEO[R-1][R-2][R-2][R-2][R-3][R-3][R-3]		
1.7	Connected MCRC	Relief - TO SET ASIDE THE ORDER DATED 24/04/2018{Fixed Date/SPC} FOR RECONSIDERATION ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE BENCH JUDGMENT OF THIS COURT IN THE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE CORRECT LAW ON THE POINT OF CAPABILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO FILE COMPLAINT UNDER SECTION 138 READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGA REPRESENTATIVE OR ALL LEGAL REPRESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAI UNDER SECTION 138 READ WITH SECTION 142 OF THE ACT WITHOUT HAVING SUCCESSION CERTIFICATE, LETTERS OF ADMINISTRATION OR PROBATE UNDER THE INDIAN SUCCESSION ACT? IF NOT, THEN, (3) WHAT WOULD BE THE AFFECT OF DELAY IN OBTAINING THE AFORESAID AUTHORITIE WHICH WOULD FRUSTRATE THE CAUSE OF ACTION TO FILE COMPLAINT UNDER SECTION 138 OF THE ACT ON ACCOUNT OF NOT TAKING STEPS WITHIN TIME, AS REQUIRED UNDER PROVISO(A) AND (B)OI SECTION 138 OF THE ACT AS THE ACT AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER SECTION 142(1)(B) OF THE ACT? (KIND ATTN. IS INVITED ON ORDER DTD.18.6.2019 OF HON.THE ACTION CHIEF JUSTICE REGARDING LISTING THE CASE).ANIL DAS BAIRAGIANKIT SAXENA, VIJAY KUMAR SHAHANI, ADARSH HEERA, SHANTANU AYACHI, DEEPESH MAHAWAR, ATIN			
	01031/2019		VISHWAKARMA, ARPIT SAXENA		
		Versus SMT. NIDHI JAIN	, AMITABH BHARTI[R-1], NILESH KOTECHA[R-1], ABDUL QUMAR AHMAD KHAN[R-1][R-2][R-2][R-2][R-3][R-3][R-3]		
		<ul> <li>CrPC - S. 482, Negotiable Instruments Act - S. 138,</li> <li>CRIMINAL LAW &amp; PROCEDURE-12100 - Code of Criminal Procedure, 1973-12102 - SECTION 482.</li> <li>Relief - QUASH THE PROCEEDINGS</li> <li>{Fixed Date/SPC} FOR RECONSIDERATION ON THE FOLLOWING QUESTIONS: (1) WHETHER THE SINGLE</li> <li>BENCH JUDGMENT OF THIS COURT IN THE CASE OF KISHORE GOYAL(SUPRA)LAID DOWN THE</li> <li>CORRECT LAW ON THE POINT OF CAPABILITY OR ELIGIBILITY OF THE LEGAL REPRESENTATIVES TO</li> <li>FILE COMPLAINT UNDER SECTION 138 READ WITH SECTION 142 OF THE ACT? (2) WHETHER ANY LEGAL</li> <li>REPRESENTATIVE OR ALL LEGAL REPRESENTATIVES OF THE DECEASED PAYEE CAN FILE A COMPLAINT</li> <li>UNDER SECTION 138 READ WITH SECTION 142 OF THE ACT WITHOUT HAVING SUCCESSION</li> <li>CERTIFICATE, LETTERS OF ADMINISTRATION OR PROBATE UNDER THE INDIAN SUCCESSION ACT? IF</li> <li>NOT, THEN, (3) WHAT WOULD BE THE AFFECT OF DELAY IN OBTAINING THE AFORESAID AUTHORITIES,</li> <li>WHICH WOULD FRUSTRATE THE CAUSE OF ACTION TO FILE COMPLAINT UNDER SECTION 138 OF THE</li> <li>ACT ON ACCOUNT OF NOT TAKING STEPS WITHIN TIME, AS REQUIRED UNDER PROVISO(A) AND (B)OF</li> <li>SECTION 138 OF THE ACT AS THE ACT AS THE AFORESAID DELAY CANNOT BE CONDONED UNDER</li> <li>SECTION 142(1)(B) OF THE ACT? (KIND ATTN. IS INVITED ON ORDER DTD. 18.6.2019 OF HON.THE ACTING</li> <li>CHIEF JUSTICE REGARDING LISTING THE CASE).</li> </ul>			

TOTAL CASES : 8 (with connected matters)

# $PR\left(J\right)/R\left(J\text{-}I\right)/R(J\text{-}II)$