IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. OF 2026

(Arising Out Of Special Leave Petition (Criminal) No. 1450/2026)

BHAVESH P. GANDHI & ANR.

A-1 : Bhavesh P. Gandhi

A-2 : Nikhil P. Gandhi

Appellant(s)

VERSUS

HOUSING AND URBAN DEVELOPMENT CORPORATION LIMITED & ANR.

R-1 : Housing and Urban Development Corporation Limited

R-2 : State of Gujarat

Respondent(s)

WITH

CRIMINAL APPEAL NO. OF 2026

(Arising Out Of Special Leave Petition (Criminal) No. 2323/2026)

BHAVESH P. GANDHI & ANR.

A-1 : Bhavesh P. Gandhi

A-2 : Nikhil P. Gandhi

Appellant(s)

VERSUS

HOUSING AND URBAN DEVELOPMENT CORPORATION LIMITED & ANR.

R-1 : Housing and Urban Development Corporation Limited

R-2 : State of Gujarat

Respondent(s)

O R D E R

Heard Mr. Huzefa Ahmadi, learned Senior Counsel for the petitioner and Ms. Ankita Chaudhary, learned counsel for the respondent No.1.

2. Leave granted.

3. The present appeals arise out of the impugned final judgments and orders dated 18.08.2025 in CRLA No. 30548/2017 and CRLMA No. 30552/2017 passed by the High Court of Gujarat at Ahmedabad, by which the petitions filed by the appellants for quashing of the complaint cases under Section 138 of the Negotiable Instruments Act, 1881 (hereinafter referred to as the "NI Act") have been rejected.

4. Learned counsel for the parties have referred to the order dated 23.08.2026 passed by this Court in the Special Lok Adalat (Samadhan Samaroh), which indicates that the appellants have made good the cheque amount and also paid interest thereon to the respondent No.1. However, the matters were referred back to the Court, as they required compounding or quashing of the criminal complaints.

5. Today, learned Senior Counsel for the appellants submits that the Court may quash the proceedings as it is otherwise also fit for compounding, and when the amount, along with interest, has been satisfied, it would be a useless exercise and, in fact, an abuse of the process of the Court.

6. Learned counsel for the respondent No.1 does not controvert

the fact that the cheque amount as well as interest thereon has been paid by the appellants to the respondent No.1.

7. Having regard to the aforesaid, the appeals are allowed. The criminal proceedings emanating from the complaint cases being Criminal Case Nos.1951 of 2016 and 437 of 2016 pending in the Court of Metropolitan Magistrate, Court No.27, Ahmedabad against the appellants are quashed.

8. Pending applications, if any, stand disposed of.

.....J.
(AHSANUDDIN AMANULLAH)

.....J.
(MANMOHAN)

NEW DELHI
OCTOBER 13th, 2026

ITEM NO.24 COURT NO.8 SECTION II-E

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No(s). 1450/2026

[Arising out of impugned final judgment and order dated 18-08-2025 in CRLA No. 30548/2017 passed by the High Court of Gujarat at Ahmedabad]

BHAVESH P. GANDHI & ANR. Petitioner(s)

VERSUS

HOUSING AND URBAN DEVELOPMENT CORPORATION LIMITED Respondent(s)

IA No. 16925/2026 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

WITH
SLP(Crl) No. 2323/2026

BHAVESH P. GANDHI & ANR. Petitioner(s)

VERSUS

HOUSING AND URBAN DEVELOPMENT CORPORATION LIMITED Respondent(s)

FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES ON IA 22873/2026
IA No. 22873/2026 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

Date : 13-10-2026 These matters were called for hearing today.

CORAM : HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH
HON'BLE MR. JUSTICE MANMOHAN

For Petitioner(s) : Mr. Huzefa Ahmadi, Sr. Adv.
Ms. Rajul Jain, Adv.
Mr. Rohit Kumar-i- 3594, AoR
Mr. Shailendra Singh, Adv.

For Respondent(s) : Ms. Ankita Chaudhary, AoR
Mr. Hiren Vyas, Adv.
Mr. Chand Kapoor, Adv.

Case Citation: (2026) ibclaw.in 805 SC

O R D E R

Heard Mr. Huzefa Ahmadi, learned Senior Counsel for the petitioner and Ms. Ankita Chaudhary, learned counsel for the respondent No.1.

2. Leave granted.

3. The appeals are allowed in terms of the signed order which is placed on the file.

4. Pending applications, if any, stand disposed of.

(SACHIN KUMAR SRIVASTAVA)
COURT MASTER (SH)

(ANJALI PANWAR)
ASSISTANT REGISTRAR