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# LATEST NEWS

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**Hon'ble Supreme Court** held that the court within whose jurisdiction the branch of the bank where the payee maintains the account is situated will have jurisdiction to try the offence, if the cheque is delivered for collection through an account. **M/s Himalaya Self Farming Group V. M/s Goyal Feed Suppliers, Transfer Petition (Criminal) No. 273 of 2020.**

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**Hon'ble Supreme Court** says that a petition under Art 226 of the Constitution of India against dismissal of a petition under Sec.16 of the Arbitration Conciliation Act can be entertained only when there is perversity in the order which leads to a lack of jurisdiction. **Punjab State Power Corporation Limited V. EMTA Coal Limited, Special Leave Appeal (C) No. 8482/2020.**

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**Hon'ble Supreme Court** says that precise time when the gazette is published in the electronic mode is significant for determining the enforceable of the notification. **Union of India V. M/s G S Chatha Rice Mills, Civil Appeal No. 3249 of 2020.**

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**Hon'ble Supreme Court** seeks gender neutral and religion neutral uniform grounds of succession and inheritance for all Indian citizen in spirit of Art.14,15,21 and 44 and International Convention. **Ashwini Kumar Upadhyay V. Union of India, 2020 SCC Online SC 580.**

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**Hon'ble Supreme Court** while quashing the decision of the National Law School of India University (NLSIU) Bangalore to hold separate admission test by way of the National Legal Aptitude Test (NLAT), observed that the short notice and technological requirements insisted by the university deprived a large number of students to participate in the test violating their rights under Art.14 of the Constitution of India. **Rakesh Kumar Agarwalla V. National Law School of India, 2020 SCC Online SC 734.**

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**Bombay High Court** dismissed an interim application filed by Housing Development Finance Corporation (HDFC) seeking recall of a previous order directing various financial institution not to recover EMI's from home buyers who have majority of their savings stuck in a scam scheme floated by a developer wherein they were collecting fixed deposits from unsuspecting citizens and had failed to repay the same on maturity. **Anandghan Griharachana Sahakari Sanstha Maryadit V. Union of India, Interim Application No.1 of 2020.**

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**Calcutta High Court** held that Sec.29-A or 32 of the IBC would not provide a shield against the operation of its Sec.14(3)(b) and the promoter directors of the Resolution Applicant-company, who are also guarantors of the company, would not come under the immunity blanket of Sec.14. **Sandip Kumar Bajaj & Anr V. State Bank of India & Anr., 2020 SCC Online Cal 1659.**

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**Telangana High Court** held that the preventive detention laws cannot be invoked as an easy way method by passing the ordinary law and if the detention order is passed. It is necessary for the detaining authority to apply its mind and arrive at a conclusion detention order needs to be passed. **Mohd Jaffar V. State of Telangana & Ors., 2020 SCC Online TS 1030.**

**Karnataka High Court** directed the State Government to conduct periodical training programmes for members of the appropriate authority constituted under the pre-conception and pre-natal Diagnostics Techniques Act, to carry out the functions as required under various provision of the PC-PNDT Act. **Dr.Sarvabhoun S. Bagali V. State of Karnataka & Ors., W.P No. 12976 of 2019.**

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**Delhi High Court** held that a writ petition relating to an industrial dispute shall not be listed unless it discloses exceptional circumstances in the synopsis and in its opening paragraph. **M.C Mehta V. Union of India, W.P(C) 10596/2018.**

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*This write up has been sent to you for information purposes only and is intended merely to highlight recent case laws. The information and/or observations contained in this issue do not constitute legal advice and should not be acted upon in any specific situation without appropriate legal advice. The views expressed in this issue do not necessarily constitute the final opinion of M/s.Wallcliffs Law Firm and should you have any queries in relation to any of the issues set out herein or on other areas of law, please feel free to contact us on [mail@wallcliffs.com](mailto:mail@wallcliffs.com).*

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