

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE SIDE

**APPLICATION FOR LEAVE TO APPEAL (PVT) NO.320 OF 2013
in
CRIMINAL APPEAL NO. 89 OF 2015
WITH
CRIMINAL APPEAL NO. 89 OF 2015**

Mahadev Gangaram Darekar ... **Applicant**

V/s.

Datta & Brothers through
Prop.Smt.Parvati Dattatray
Nayakavale & Anr.

... **Respondents**

.....

Mr.Saurabh Bhutala, Advocate for the Applicant.

Mr.Ashish Pawar i/b. Suresh R.Padwal, Advocate for the
Respondent No.1.

Mrs.M.R.Tidke, APP for the Respondent/State.

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CORAM : ABHAY M. THIPSAY J.

DATED : 20TH JANUARY, 2015

P.C.

1. Heard learned counsel for the parties.
2. Leave granted.
3. The application is treated as a memo of appeal. It be
numbered accordingly.

4. The appeal is admitted and, by consent, taken up for final hearing forthwith.

5. The counsel for the parties state before me that the matter has already been amicably settled between them. Consent terms signed by the parties and their counsel are taken on record and marked as 'X' for identification.

6. In view of the consent terms, it is directed that the amount of Rs30,400/- lying in the Court of Judicial Magistrate, First Class, Khalapur and the amount of Rs50,000/- lying in the Court of Sessions at Alibaug, together with interest, if any, accrued thereon, be given to the applicant i.e. the original complainant in accordance with the terms of compromise.

7. In view of this, the learned counsel for the appellant does not press the appeal. The appeal is allowed to be withdrawn and stands dismissed as such.

(ABHAY M. THIPSAY J.)