

IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL REVISION APPLICATION NO. 79 OF 2015

SHRI PRADEEP SHIRU NAIK, THROUGH
HIS NEXT FRIEND SHRI VIRALAL SHIRU
NAIK.

... Petitioner

Versus

THE PONDA URBAN CO-OPERATIVE
SOCIETY LTD. REPRESENTED BY ITS
MANAGER AND ANR.,

... Respondents

Adv. S. Munj for the Petitioner.

Adv. Priyadatta Mohandas Kavlekar for Respondent no.1.

Ms. M. Pinto, Addl.P.P. for Respondent no.2.

Coram:- S. B. SHUKRE, J.

Date:- 12th February, 2016

P.C.:

Heard.

2. The revision applicant and respondent no.1 have compounded the offence and in accordance with that have produced before the court consent terms. Consent terms are taken on record and marked document "X" for purpose of identification. Learned counsel for the applicant and respondent no.1 have confirmed the terms incorporated in this document and so also the revision applicant, who is personally present. Learned Addl. Public Prosecutor has no objection to these consent terms.

3. Accordingly, the offence is compounded and the applicant is

acquitted of the offence punishable under section 138 of the Negotiable Instruments Act, subject to condition stated in subsequent paragraph.

4. Respondent no.1 is at liberty to withdraw the amount of compensation of Rs.86,000/- already deposited in the Court by the applicant. The applicant is acquitted subject to the condition that he shall deposit 10% of the amount of compensation of Rs.86,000/- in the account of High Court Legal Services Authority in ten equal installments of Rs.860/- per month, starting from the month of March, 2016.

5. The Civil revision application is disposed of in these terms.

S. B. SHUKRE, J.

ap/-