

HONOURABLE JUSTICE G. SRI DEVI

I.A.No.2 of 2019

In/and

CRIMINAL REVISION CASE No.1319 of 2019

ORDER:

1) The revision petitioner, who is the accused in C.C.No.18 of 2009 on the file of the Judicial Magistrate of First Class, Madhira, filed this Criminal Revision Case under Section 397 and 401 Cr.P.C. challenging the conviction and sentence passed in the above C.C., for the offence punishable under Section 138 of the Negotiable Instruments Act, 1881, which was confirmed in CrI.A.No.73 of 2014 on the file of the IV Additional Sessions Judge (FTC), Sathupally.

2) During pendency of the Criminal Revision, I.A.No.3 of 2019 came to be filed by the second respondent to compound the offence and to record the compromise. Along with the petition, a joint memo which is signed by the parties and their counsel, photographs of the parties and Photostat copies of their Aadhar Cards came to be filed. It is stated in the affidavit that at the intervention of elders and well wishers, the parties have settled their disputes in terms of the compromise. As per the compromise, the revision petitioner agreed to pay Rs.1,50,000/- to the second respondent.

3) Today, both the parties are present before this Court and they were identified by their respective counsel. This Court, when examined, both the parties have stated that at the instance of the elders, they have settled the matter out of the Court and the

second respondent has received Rs.1,50,000/- on 22.12.2019 and she has no objection for setting aside the conviction and sentence imposed against the revision petitioner/ accused.

4) In the light of the compromise arrived at between the parties, the compromise memo filed by both the parties is recorded and I.A.No.3 of 2019 is ordered.

5) Accordingly, the Criminal Revision Case is allowed in terms of compromise, setting aside the judgments dated 05.05.2014 and 18.11.2019 passed in C.C.No.18 of 2009 on the file of the Judicial Magistrate of First Class, Madhira and CrI.A.No.73 of 2014 on the file of the IV Additional Sessions Judge (FTC), Sathupally, respectively and the revision petitioner/ accused is acquitted for the offence punishable under Section 138 of the Negotiable Instruments Act, 1881. However, both the parties are directed to deposit an amount of Rs.5,000/- each to High Court Legal Services Committee, Hyderabad.

6) Miscellaneous petitions, if any, pending, shall stand closed.

JUSTICE G. SRI DEVI

27.12.2019
gkv

HONOURABLE JUSTICE G. SRI DEVI



I.A.No.3 of 2019
In/and
CRIMINAL REVISION CASE No. 1319 of 2019
Dated: 27.12.2019

gkv