

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO. 57 OF 2023
(NOT ON BOARD. TAKEN ON BOARD)

WITH

INTERIM APPLICATION NO. 782 OF 2023

IN

CRIMINAL REVISION APPLICATION NO. 57 OF 2023

Umesh Ajit Agarwal

... Applicant

Versus

Sheeba Finance & Kuries Pvt. Ltd. and Anr.

... Respondents

.....

Mr. Akshay Deshmukh, for the Applicant.

Ms. G. P. Mulekar, APP, for the Respondent No.2-State.

.....

CORAM : PRITHVIRAJ K. CHAVAN, J.

DATED : 21st DECEMBER, 2023

P.C.

The parties have amicably settled the dispute. Consent Terms are filed on record which are signed by the applicant/accused and one Mr.Sudhakaran Nair, the Power of Attorney holder of respondent No.1. The Consent Terms are marked as “X” for identification.

2 The judgments and orders passed by learned Judicial Magistrate First Class, Khadki, Pune, on 23rd September, 2013 and learned Additional Sessions Judge, Pune, on 9th February, 2023 are quashed and set aside.

REKHA
PRAKASH
PATIL

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by REKHA
PRAKASH PATIL
Date: 2023.12.22
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Rekha Patil

3 The applicant is acquitted of the offence punishable under
Section 138 of Negotiable Instruments Act. The bail bonds shall
stand cancelled.

4 In view of the Consent Terms, the Revision Application stands
disposed of.

5 Pending applications, if any, stand disposed of.

6 Since the parties have settled the dispute amicably in this
Court, in view of the judgment of the Supreme Court in the case of
Damodar S. Prabhu Vs. Sayed Babalal H.¹, the applicant shall
deposit 15% of the cheque amount with the State Legal Services
Authority within four weeks.

7 List the Revision Application for compliance on **25th January,**
2024.

[PRITHVIRAJ K. CHAVAN, J.]

¹ (2010) 5 Supreme Court Cases, 663)