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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04-11-2026

CORAM

THE HON'BLE MR.JUSTICE SUNDER MOHAN

CRL A No.888 of 2019

CNR: {HCMA010903522019}

Anand
S/o.Boovaragavalu,
No.39/16, Kavarai Street,
Kallakuruchi Taluk,
Villupuram District.

...Appellant/Respondent/
Complainant

Vs

M.Kannan
S/o.Mappu Reddiyar,
39, Kulathumettu Street,
Kallakurichi,
Villupuram District - 602 202.

(also at
Reddiar Mess,
52-C, Dhurugam Road,
Kallakurichi,
Villupuram District - 606 202).

...Respondent/
Appellant/Accused

Prayer : Criminal Appeal filed under Section 374(2) of Cr.P.C., praying to set aside the Judgment of Acquittal dated 20.03.2019 passed in Criminal Appeal No.9 of 2018 on the file of the III Additional District and Sessions Judge, Kallakurichi and restore the Judgment of conviction dated 29.12.2017 passed in C.C.No.180 of 2016 on the file of the Fast Track Magistrate Court, Kallakurichi.

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For Appellant : M/S.R.Bharath Kumar

For Respondent : M/S.P.Valliappan

JUDGMENT

The Criminal Appeal challenges the Judgment of Acquittal dated 20.03.2019 passed in Criminal Appeal No.9 of 2018 on the file of the learned III Additional District and Sessions Judge, Kallakurichi, which was taken on file for the offence under Section 138 of the Negotiable Instruments Act, 1881.

2. It is the case of the appellant that the respondent was due to pay a sum of Rs.10,00,000/- (Rupees Ten Lakhs Only) and issued a cheque; and that the said cheque was dishonoured.

3. The Trial Court convicted the respondent by the Judgment dated 29.12.2017 passed in C.C.No.180 of 2016 on the file of the Fast Track Magistrate Court, Kallakurichi. On appeal, the Appellate Court reversed the Judgment of conviction and acquitted the respondent in Criminal Appeal No.9 of 2018, dated 20.03.2019, on the file of the learned III Additional District and Sessions Judge, Kallakurichi.

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4. Both the appellant and the respondent are present in person, identified by their counsel, and have also produced their Aadhar cards.

5. The complainant has preferred the above appeal. Pending the appeal, the parties had entered into a compromise by which the appellant had agreed to receive a sum of Rs.6,50,000/- (Rupees Six Lakhs Fifty Thousand Only) in full and final settlement of all his claims.

6. The appellant is present in person and confirms that he has received a sum of Rs.4,50,000/- (Rupees Four Lakhs Fifty Thousand Only).

7. The learned counsel for the appellant would submit that the respondent has deposited a sum of Rs.2,00,000/- (Rupees Two Lakhs Only) to the credit of C.C.No.180 of 2016 on the file of the Fast Track Magistrate Court, Kallakurichi. The appellant is permitted to withdraw the same along with the accrued interest if any.

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8. Accordingly, the Criminal Appeal is disposed of in terms of the above compromise.

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Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
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SUNDER MOHAN, J.

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