



WEB COPY



CrI.RC No.1772 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.01.2026

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

CrI.R.C.No.1772 of 2025

S.Partheeban

... Petitioner

Vs.

1. A.Ranjana

2. Ashok Kumar

... Respondents

PRAYER: Criminal Revision petition filed under Sections 438 r/w.441 of Bharatiya Nagarik Suraksha Sanhita, 2023, set aside the judgment passed by the learned Metropolitan Magistrate, Fast Track Court-I, Egmore at Allikulam, Chennai in STC.No.4928 of 2022 dated 15.07.2024 as confirmed by the judgment made in C.A.No.551 of 2024 dated 07.04.2025 by the learned XVII Additional Sessions Judge, XVII Additional City Civil Court, Chennai.

For Petitioner : Mr.S.N.Arunkumar

For Respondents : Mr.J.Ranjith Kumar
for M/s.Surana & Surana

ORDER

The petitioner has preferred the above revision challenging the judgment passed by the learned XVII Additional Sessions Judge, XVII Additional City Civil Court, Chennai, in C.A.No.551 of 2024 dated



07.04.2025; confirming the judgment of the learned Magistrate convicting the petitioner for the offence under Section 138 of the Negotiable Instruments Act, and sentenced him to undergo six months Simple Imprisonment and to pay compensation of Rs.3,50,000/-, in default, to undergo further Simple Imprisonment for two months.

2. The case of the respondent is that the petitioner has issued a cheque for Rs.3,50,000/- and since the same was dishonored, the petitioner is liable for the offence under Section 138 of the Negotiable Instruments Act, 1881. Pending the revision, the parties were referred to mediation.

3. It is now reported by the learned counsel appearing on either side that the parties have arrived at a settlement and they have entered into a settlement agreement in the presence of the mediator.

4. The learned counsel on either side submit that the respondents agreed to receive a sum of Rs.3,30,000/- in full and final settlement and the same is reflected in the settlement agreement. The petitioner has already paid a sum of Rs.2,60,000/- by way of a demand draft on 06.01.2026. The respondents are permitted to withdraw a sum of



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Rs.70,000/- which is deposited by the petitioner to the credit of
STC.No.4928 of 2022 on the file of the learned Metropolitan Magistrate,
Fast Track Court No.I, Egmore, Allikulam.

5. The said settlement agreement dated 19.01.2026 is taken on
record.

6. Accordingly, the judgment of conviction passed by the learned
XVII Additional Sessions Judge, XVII Additional City Civil Court,
Chennai, in C.A.No.551 of 2024 dated 07.04.2025, confirming the
judgment of conviction and sentence dated 15.07.2024 passed by the
Metropolitan Magistrate, Fast Track Court-I, Egmore at Allikulam,
Chennai, in S.T.C.No.4928 of 2022, are hereby set aside. The Criminal
Revision Case is allowed in terms of the above compromise and the
petitioner is acquitted of the offence under Section 138 of the Negotiable
Instruments Act. The fine amount, if any, paid by the petitioner shall be
refunded. The bail bond, if any, executed shall stand discharged.

30.01.2026

Index: Yes/No
Speaking/Non-speaking order
Neutral citation: Yes/No.
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To



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SUNDER MOHAN, J.

rap

1. The XVII Additional Sessions Judge, XVII Additional City Civil Court, Chennai
2. The Metropolitan Magistrate, Fast Track Court-I, Egmore at Allikulam, Chennai

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30.01.2026