



WEB COPY

CRL RC No. 2249 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-02-2026

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

CRL RC No. 2249 of 2023

and

CRL MP No. 20086 of 2023

P.Stella

W/o. Pushparaj, Authorised Signatory,
St.Moses Matriculation School,
No.73/41, Karukku Main Road,
Menambedu, Chennai - 600 053.

Petitioner(s)

Vs

S.Balaji

S/o. M.Subban, No.1/A, Pillaiyar Koil
Street, Menambedu, Ambattur,
Chennai - 600 053.

Respondent(s)

PRAYER Criminal Revision Petition is filed under Sections 397 r/w 401 of Cr.P.C, praying to call for the records and set aside the judgment dated 27.07.2023 in Crl.A.No.93 of 2022 passed by the Honble III Additional District and Sessions Judge, Poonamallee, confirming the judgment dated 24.03.2022 in S.T.C.No.266 of 2019 passed by the Honble Judicial Magistrate, Fast Track Court (Magisterial Level), Ambattur.

For Petitioner(s): Mr.L.K.Charles Alexander

For Respondent(s): Mr.K.Shanmugam



ORDER

The petitioner has preferred the above revision challenging the judgment passed by the learned III Additional District and Sessions Judge, Poonamallee, in Crl.A.No.93 of 2022 dated 27.07.2023, confirming the judgment of the learned Magistrate convicting the petitioner for the offence under Section 138 of the Negotiable Instruments Act, and sentenced her to undergo 11 months SI and to pay compensation of Rs.14,00,000/-, (id) to undergo 3 months SI.

2. During the pendency of the revision, the parties have arrived at an amicable settlement, wherein the respondent has agreed to receive a sum of Rs.11,60,000/- (Rupees Eleven Lakh Sixty Thousand Only) in full and final settlement of all his claims against the petitioner.

3. The respondent, who is identified by his counsel, is present in person and confirms the compromise, stating that he has no further claim against the petitioner. The petitioner has so far paid a sum of Rs.10,50,000/-, and has agreed to pay the balance sum of Rs.1,10,000/- on or before 11.03.2026. The parties have filed Memo of Compromise to that effect, which is taken on record. The said Memo of Compromise, duly signed by the learned counsel appearing on either side, shall form part and parcel of this order.



4. In view of the Memo of Compromise and considering the nature of the offence, this Court is inclined to allow the revision.

(i) The petitioner shall pay the balance sum of Rs.1,10,000/- (Rupees One Lakh Ten Thousand only) on or before 11.03.2026, failing which the respondent is at liberty to mention the matter before this Court.

(ii) It is also agreed between the parties that the documents executed by the petitioner, namely, the mortgage deed and two promissory notes, shall be handed over to the petitioner. The petitioner is at liberty to seek return of those documents marked as Exs.P1, P3 and P4.

(iii) The learned Magistrate may replace the original documents with copies for the purpose of the record. The Registry shall forthwith transmit the records to the Trial Court.

5. Accordingly, the judgment of conviction passed by the learned III Additional District and Sessions Judge, Poonamallee, in Crl.A.No.93 of 2022 dated 27.07.2023, confirming the judgment of conviction and sentence dated 24.03.2022 passed by the learned Judicial Magistrate, Fast Track Court (Magisterial Level), Ambattur, in S.T.C.No.266 of 2019, is 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. Consequently, connected miscellaneous petition is closed.

24-02-2026

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To

- 1.The III Additional District and Sessions Judge,
Poonamallee.
2. The Judicial Magistrate, Fast Track Court (Magisterial Level),
Ambattur.
- 3.The Section Officer,
Criminal Section,
High Court, Madras.



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SUNDER MOHAN J.

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AND CRL MP NO. 20086 OF 2023**

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