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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.REV.P. 85/2022 & CRL.M.A. 2713/2022 CRL.M.(BAIL)**
168/2022
SUSHMAPetitioner

Through: Mr. Nagender Deswal, Advocate *via*
video-conferencing.

versus

STATE GOVT. NCT OF DELHI & ANR.Respondents

Through: Mr. Shoaib Haider, APP for the State.
Mr. Satish Kumar Tomar, Advocate
for R-2.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

07.04.2026

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The petitioner seeks disposal of the present revision petition in terms of Settlement Agreement dated 13.01.2026 signed between the parties under the aegis of Delhi High Court Mediation and Conciliation Centre, Delhi High Court, New Delhi. A copy of the settlement agreement has been placed on record, even though the formal report has not been received from the learned Mediator.

2. Mr. Nagender Deswal, learned counsel appearing for the petitioner submits, that under the terms of the settlement, the petitioner was to pay to respondent No. 2 a sum of Rs. 2.5 lacs in addition to the sum of Rs. 04 lacs that was deposited with the Registry of this court in compliance of order dated 10.02.2022. Furthermore, respondent No. 2 was entitled to the accrued interest on the amount deposited in court.
3. Learned counsel appearing for the respondent confirms, the settlement signed between the parties *vidé* Settlement Agreement dated 13.01.2026. He further confirms, that respondent No.2 has received



the sum of Rs. 2.5 lacs as agreed upon in the settlement agreement. He submits, that the sum of Rs. 4 lacs deposited in court be released to respondent No.2 alongwith the accrued interest.

4. Counsel for respondent No. 2 further confirms, that in view of the settlement, the court may in its discretion set-aside the conviction and compound the sentence.
5. The matter arises from a conviction under section 138 of the Negotiable Instruments Act, 1881, for which the petitioner was sentenced to simple imprisonment for a period of 04 months with fine of Rs. 10 lacs; with a default sentence of simple imprisonment for 01 month.
6. It is also noticed that the appeal against the conviction and sentence was dismissed by the learned Sessions Court *vidé* judgment dated 31.01.2022.
7. *Vidé* order dated 10.02.2022, this court had suspended the custodial sentence imposed upon the petitioner, subject to the petitioner depositing Rs. 4 lacs with the Registrar General of this court and furnishing personal bond and surety bond before the learned trial court.
8. The parties were referred to mediation, which has culminated in Settlement Agreement dated 13.01.2026.
9. Considering the nature of the offence, and the settlement agreement signed between the parties, this court considers it appropriate to dispose-of the present petition with the following directions :
 - 9.1. Judgment of conviction dated 09.05.2017; and sentence order dated 16.05.2017 passed by the learned Magistrate and as



upheld by judgment dated 31.01.2022 passed by the learned Sessions Court are set-aside.

- 9.2. The petitioner is acquitted of the offence charged.
- 9.3. The Registry is directed to release the sum of Rs. 4 lacs lying deposited in this court alongwith the accrued interest in favour of respondent No.2 within 02 weeks of respondent No.2 approaching the Registry for the purpose, and after verifying their credentials.
10. In view of the above, the present revision petition is disposed-of in the above terms.
11. Pending applications, if any, also stand disposed-of.

ANUP JAIRAM BHAMBHANI, J

APRIL 7, 2026

V.Rawat