

CNR No. DLNW01-001033-2026
CA No. 14/26
Harsh Motwani Vs. Sunil Khatri

05.05.2026

Present: Appellant in person with Ld. counsel Ms. Riya Jain
and Sh. Ravinder Rawal.

Respondent in person with Ld. counsel Ms. Pavitra.

Report from the Mediation Cell has been received to
the effect that the matter has been settled between the parties vide
settlement dated 20.04.2026.

Heard. Perused.

Present Criminal Appeal No. 14/2026 has been filed by
the appellant / convict Harsh Motwani, challenging the judgment
of conviction dated 19.11.2025 and order on sentence dated
23.12.2025, passed by Ld. JMFC-02, (NW), Rohini Courts,
Delhi, in case bearing CC No. 1309/2016 titled Sunil Khatri Vs.
Harsh Motwani, convicting the appellant under Section 138 of
Negotiable Instruments Act. The appellant has been sentenced to
pay a fine of Rs. 5,70,000/- to the respondent / complainant
within 30 days as compensation. In default of payment of
compensation, the appellant / convict shall undergo simple
imprisonment for a period of 60 days.

It is submitted by the parties that the matter has now
been settled between them vide Settlement / Agreement dated
20.04.2026 Ex. C-1, and in compliance of the same, the appellant
Harsh Motwani has paid the an amount of Rs. 1,00,000/- to the
respondent out of the total settled amount of Rs. 3,00,000/-.
Appellant has undertaken to pay the balance amount of

Rs.2,00,000/-, as settled vide settlement Ex. C-1. It is prayed that the present appeal be disposed off accordingly.

Respondent Sunil Khatri has acknowledged the settlement arrived at between the parties, receipt of an amount Rs. 1,00,000/- and has submitted that he has no objection, if the prayer as made by the appellant is accepted.

Statements of appellant Harsh Motwani and respondent Sunil Khatri have been recorded separately on oath. The counsel for the parties have identified their respective parties.

The appellant / convict and the respondent have entered into a settlement in terms of Settlement / Agreement dated 20.04.2026 Ex. C-1, and out of the total settled amount of Rs. 3,00,000/-, an amount of Rs. 1,00,000/- has already been paid by the appellant / convict to the respondent.

In view of the settlement materialized between the parties, the conviction awarded to the convict by Ld. Trial Court vide judgment dated 19.11.2025 and order on sentence dated 23.12.2025, in case bearing CC No. 1309/2016 titled Sunil Khatri Vs. Harsh Motwani, are set-aside since the offence being compounded. The appeal is accordingly, allowed.

However, it is made clear that in case the appellant Harsh Motwani fails to make the balance payment of Rs.2,00,000/- to the respondent in terms of Settlement Ex. C-1, respondent Sunil Khatri shall be at liberty to approach the Ld. Trial Court by moving an appropriate application, for recovery of the balance amount.

Trial Court Record be sent back along with a copy of this order, copy of statements of parties and the copy of the

Mediation Settlement.

Copy of the order and statements of the parties be given dasti to the parties.

Appeal file be consigned to Record Room.

(Nisha Sahay Saxena)
Principal District & Sessions Judge (NW)
Rohini Courts, Delhi (k)