

**IN THE COURT OF HON'BLE PRINCIPAL DISTRICT &
SESSIONS JUDGE,**

ARVALI AT MODASA.

Cri.Appeal No.408 of 2025

ORDER BELOW EX.1

- 1 The present appeal has been preferred by the appellant u/s.374 of the Cr.P.C, challenging the Judgment and order dtd.4/10/2025 passed by the Ld.Chief Judicial Magistrate, Modasa, in Criminal Case No.2252 of 2023, whereby the appellant has been convicted for offence punishable under Sec.138 of the Negotiable Instrument Act and he is sentenced to undergo one year simple imprisonment. The learned trial Court has also directed the appellant to pay the compensation of Rs.3,00,000/- to the complainant u/s 357(3) of the CR.P.C and also sentence to undergo six months simple imprisonment in defaults.
- 2 Pending the appeal, purshis has been submitted at Ex.12 inter alia stating that the dispute between the parties has been amicably settled out of the Court, it is therefore, prayed to quash and set aside the impugned Judgment and order. The said purshis has been signed by the appellant as well as respondent and their Ld.advocates.
- 3 Considering the facts that the matter has been amicably settled between the parties outside the Court and it appears that the parties are not interested in carrying the matter further. It also appears that as a result of the settlement, the original respondent does not have any objection if the order of conviction passed by the learned trial Court which is challenged in the present appeal is quashed and set aside. Under the circumstances, present appeal stands allowed in view of the settlement arrived between

