

ORDER BELOW EXHIBIT - 01
IN CRIMINAL APPEAL NO. 305 OF 2025

(1) The Ld. advocate for the respondent/original complainant has filed pursis at **Exh.12** and submitted that the parties have settled the matter in mediation. It is further submitted that the appellant has issued 14 cheques for total of Rs.1,05,000/- in favour of the respondent. The respondent/complainant has stated that he has no objection if the order of conviction and sentence passed by the Ld. Trial Court is quashed and set aside.

(2) In view of the above, it appears that the parties have settled the matter in mediation. Considering the submission made by the Ld. Advocate for the appellant that the financial condition of the appellant is poor and that the appellant has issued 14 cheques for payment of disputed amount, this Court is of the opinion that, in the interest of justice, the compounding cost deserves to be waived. Hence, I pass the following order:-

ORDER

(1) The present *Criminal Appeal No. 305 of 2025* is hereby disposed of.

(2) The judgment and order dated 25.09.2025 passed by the Learned Additional Judicial Magistrate First Class, Bharuch in Criminal Case No.6992/2021 is hereby ***quashed*** and ***set aside***.

(3) **In view of oral submission made by appellant**, The Nazir, District Court, Bharuch is directed to release the amount, which is deposited by the appellant, if any, in favour of the respondent, after proper verification.

(4) Nazir is directed to hand over the passport, if deposited, to the appellant after due verification.

(5) Copy of this order be sent to Ld. trial court.

Signed & Pronounced in the open Court today on 12th March, 2026.

Place: Bharuch.

Date:- 12/03/2026

[Rajesh Karmarsinh Desai]

Sessions Judge, Bharuch

(Unique Code GJ 00912)