

ORDER BELOW EXHIBIT - 01
IN CRIMINAL APPEAL NO. 314 OF 2021

(1) The Ld. Advocate for the appellant/accused has filed an application at **Exh.36** and submitted that, the parties have settled the matter outside the Court amicably. Ld. Advocate for the original complainant has submitted that, the complainant has received the cheque amount and settled the dispute and complainant has no objection, if the order of conviction and sentence passed by the Ld. Trial Court is set aside.

(2) The matter is settled between the parties amicably and the compounding cost is paid by the appellant/accused pursuant to the order passed below **Exh.37** before DLSA, Bharuch. Hence, in view of the above, I pass the following order:-

ORDER

(1) The present ***Criminal Appeal No.314 of 2021*** is hereby disposed of.

(2) The judgment and order dated 03.12.2021 passed by the Learned 5th Additional Chief Judicial Magistrate, Bharuch in Criminal Case No.2400/2019 is hereby ***quashed*** and ***set aside*** and accused is acquitted from the offence u/s 138 of N.I. Act.

(3) In view of 'NO OBJECTION' made by appellant on compromise pursis, 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) The Nazir, District Court, Bharuch is directed to hand over the passport, if any, 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 11th July, 2026.

Place: Bharuch.

Date:- 11/07/2026

[Rajesh Karmarsinh Desai]
Sessions Judge, Bharuch
(Unique Code GJ 00912)