

ORDER BELOW EX.1 & 10 IN CR RA/47/2026

Read the appeal.

Heard the advocates.

The matter is kept for the final hearing.

But today both the parties i.e. accused and advocate of private complainant are present and requested to court that parties are on compromise and amount of Rs.50,000/- is paid today and amount of Rs.50,000/- which is deposited before this court is agreed to pay to the complainant and amount of Rs.80,000/- is pending to pay and accused binds himself to pay the amount within one month, hence, asked to pass appropriate order.

It is the verdict of the hon'ble Apex Court that cases filed under NI Act is compoundable and compromise can be recorded at any stage.

It is the verdict of the Citation No: 2024 LiveLaw (Kar) 108 Case Title: Hemachandra M Kuppalli AND M/s R.B.Green Field & Others Case No: WRIT PETITION No.12169 OF 2023 of the Hon'ble Karnataka High Court directed that when a convict under the Negotiable Instruments Act offers himself for settlement of the dispute in appeal on the basis of which conviction is set aside, Courts shall mandatorily observe that deviation from the terms of compromise will automatically result in restoration of conviction order.

Therefore, considering all the legal views, following final order is required to pass.

:- Final Order :-

1. The order passed by the learned trial court is set-aside on the condition that accused will pay amount of Rs.80,000/- to the complainant on or before Dt.19/5/2026.
2. In case of failure of the payment of accused to the complainant, the conviction order passed by the learned trail court will restore and accused

shall be liable to serve imprisonment passed by the learned trial court with payment of compensation as awarded by the learned trial court after deduction of payment paid under this compromise.

3. The amount of Rs.40,000/- deposited before this court vide receipt C No.335/25-26 on Dtd.2/3/2026 and Rs.10,000/- vide receipt C No.346/25-26 on Dtd.17/3/2026 shall be paid to the original complainant direct to his bank account.
4. Original complainant is ordered to produce the details of his bank account to the account branch of this court.
5. The copy of this order to be kept with Ex.1 and Ex.10.
6. Registry is hereby directed to send certified copy of this Order with original record and proceedings to the concerned Ld. Trial Court for information and necessary compliance.

Singed & Pronounce in open Court Today 15th April 2026

Dt.15/4/2026

Place - Deesa

(Shilpa M. Kanabar)
6th Add. Sessions Judge,
Banaskantha at Deesa.
Code: GJ00814

PROCEEDINGS

15/4/2026	Matter is listed for decision
	Accused is present with his advocate
10	His application for compromise
	Order passed under Ex.1 and Ex.10
	Matter is disposed of accordingly.

(Shilpa M. Kanabar)
6th Add. Sessions Judge,
Banaskantha at Deesa.
Code: GJ00814