

GJGS030001072026



**IN THE COURT OF INCHARGE ADDITIONAL SESSIONS
JUDGE UNA AT GIR-SOMNATH**

CRIMINAL APPEAL No. 11 OF 2026

Exhibit :

APPELLANT:
(Original Accused,)

SANJAYBHAI BHIMABHAI BAMBHANIYA
Age: 35 Years, Occupation:Labour,
Resident of: Veraval Road, Una, Taluka:
Una, District: Gir-Somnath.

V E R S U S

RESPONDENT:
(Original
Complainant)

**Pritiben Rameshchandra Trivedi Manager of
Global Credit & Consumer Cooperative
Society Una.** Age:39, Occupation-Manager,
Resident Of : Una, Ta-Una, Dist- GirSomnath.

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ORDER BELOW EXH. 1 IN CRIMINAL APPEAL NO. 11 OF 2026

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1. Present Appeal is filed by the Appellant-Original Accused against the Judgment and Order dated 04.08.2025 passed by the learned 2nd Additional Chief Judicial Magistrate, Una in Criminal Case No. 1348 of 2022.

2. Today, the complainant remained present before this Court through his learned Advocate and filed the Compromise Pursis vide Exh.10 declaring

that a compromise has been arrived at between the appellant-original accused and the respondent-original complainant. The amount of the disputed cheque has been settled and therefore the matter has been amicably resolved. Both parties requested this Court to place the matter before the Permanent Lok Adalat on 14.03.2026 for compounding of the offence under Section 147 of the Negotiable Instruments Act.

3. As per Section 147 of the Negotiable Instruments Act, the offence punishable under Section 138 is compoundable. Since both parties have settled the dispute and filed compromise pursis, the respondent-original complainant has no objection if the order of conviction passed by the learned Trial Court is set aside and the appellant is acquitted. The objective of Lok Adalat is to settle disputes amicably and reduce pendency of cases in Courts.

4. It is also noted that the appellant has already undergone imprisonment for approximately 25 days and was not released on bail as he was not present before the learned Trial Court at the time of judgment. Considering the nature of the offence and the settlement arrived at between the parties, the Court finds it appropriate to permit compounding of the offence.

: O R D E R :

1. The Criminal Appeal is hereby allowed and **disposed of** accordingly.
2. The **Appellant - Original Accused Sanjaybhai Bhimabhai Bambhaniya is hereby ordered to be** acquitted under Section 320(8) of the Criminal Procedure Code read with Section 147 of the Negotiable Instruments Act from the offence punishable under Section 138 of the Negotiable Instruments Act.
3. The Judgment and Order dated 04.08.2025 passed by the learned 2nd Additional Chief Judicial Magistrate, Una in Criminal Case No. 1348/2022 is hereby quashed and set aside.

4. The Record and Proceedings of Criminal Case No. 1348/2022, if called for, shall be transmitted to the concerned Trial Court along with a copy of this order.

Pronounced and signed in Permanent Lok-Adalat on this 14th day of March, 2026.

Date: 14.03.2026

Place: UNA

(A. R. Patel)
I/c Additional Sessions Judge,
Gir-Somnath at Una.
GJ 00710