

**Criminal Appeal No. 830/2025**

**Order Below Exh.1:**

(1) The present appeal emanates from the judgement dated **17/10/2025** passed by the learned **8<sup>th</sup> Addl. Civil Judge & JMFC, Surat** in **Criminal Case No.56025/2022** whereby the appellant-original accused has been convicted for the offence punishable under Section 138 of the Negotiable Instruments Act, 1881.

(2) Pending hearing, a settlement has been arrived at between the parties and a compromise pursis is also filed at Exh. **13**.

(3) The parties in the present case have submitted the compromise purshis through their learned Advocates and also filed an application requesting to set aside the order passed by the learned **8th Addl. Civil Judge & JMFC, Surat** in Criminal Case No.**56025 of 2022**. It is submitted by the learned Advocate that the dispute has been amicably settled between the parties. It is further submitted that the complainant has no objection if the impunged order of sentence and compensation is to be set aside.

(4) The offence alleged against the accused is compoundable and composition can be made at any stage. As the settlement has been arrived at between the parties and the offence is compoundable and since the complainant-respondent has no objection if the present appeal is allowed by setting aside the impunged order of conviction, the following order:

**:: ORDER ::**

- (a) This appeal stands disposed of in view of the settlement arrived at between the parties.
- (b) As the offence is compounded, the impugned judgement and order of conviction dated 17.10.2025 rendered by the learned 8th Addl. Civil Judge & JMFC, Surat in Criminal Case No. 56025 of 2022 is hereby quashed and set aside and the accused stands acquitted of the offence under Section 138 of the Negotiable Instruments Act, 1881.
- (c) The amount of compensation, if any, deposited by the appellant-accused in the Court is ordered to be disbursed to the original complainant-respondent as per the terms of compromise after proper verification. If the deposit is converted into fixed deposit then the same shall be disbursed alongwith accrued interest, after liquidating the fixed deposit.
- (d) Bail bond furnished by the accused shall stands cancelled.
- (e) The record and proceedings, if any, be transmitted to the learned trial Court along with the copy of this order.
- (f) Interim Application for setting aside the judgement of the learned Trial Courts , if any, stands disposed of accordingly.

Pronounced today on 14<sup>th</sup> March, 2026 in the National Lok Adalt at Surat.

Place : Surat  
Date : 14/03/2026

**(DEVENDRA SURESHBhai JOSHI)**  
Presiding Officer of Lok Adalat Bench &  
10<sup>th</sup> Addl. District & Session Judge,  
District Court Surat.  
(Code: GJ 00817)