

Respondent and both the counsels are present.

They filed application U/sec. 147 of NI Act for permitting the parties to compound the offence.

Perused the application which contains the signatures of the respondent and both the counsels.

Both the counsels submitted that the accused/appellant is in prison since 03.03.2026.

In the said application it is urged that the matter is settled and the respondent has received Rs.1,40,000/- towards full and final settlement of his claim in this case.

On enquiry the respondent submitted that the accused/appellant has paid Rs.1,40,000/- to him through his brother and respondent submitted that he has no objection for acquitting the appellant in this case and for passing the order for releasing him from the Prison.

On perusing the application filed U/sec. 147 of NI Act, I am of the view that the compromise arrived by the parties is lawful and permissible and there is no any legal impediment to accept the terms of the compromise and as such the application filed by the parties U/Sec. 147 of N.I. Act for compounding of the offence is allowed and this case is closed as compounded. Consequently, the Judgment dated 10.07.2024 passed by the learned Addl.

Civil Judge and JMFC Court Honavar in C.C. No.30/2023 is hereby set aside and the accused/appellant is acquitted for the offence punishable U/Sec. 138 of N.I.Act.

The order sheet of the trial Court shows that in pursuance to the conviction warrant the accused/appellant was arrested and produced before the trial Court on 03.03.2026 and on said date the accused was sent to District Prison Karwar to undergo sentence as per the order of conviction of trial Court dated 10.07.2024.

In the aforesaid application filed under Section 147 of NI Act prayer has been made to direct the concerned Jail Authority to release the accused/appellant.

Since the matter is compounded, the concerned Jail Authority is hereby directed to release the accused/appellant forthwith if he is not required in custody in any other cases.

Issue intimation to the Jail Authority accordingly through E-mail/by hand.

The office is directed to send the copy of above order to the trial Court.

Sd/-
Prl. District & Sessions Judge,
U.K., Karwar