

MHNS070004102024

Cri. Appeal. No. 17 of 2024



Sagar Shirish Kekan  
Vs.  
Prem Shirchand Fulwani Proprietor  
Prem Enterprises

**ORDER BELOW EXH. 28**

2. Appellant and his Advocate Shri. Garud personally remained present before court. So also respondent and his Advocate Shri. Akkar present.

3. Appellant and respondent orally submitted that the matter is settled between them and so appeal be disposed of.

4. Appellant is convicted for offence under section 138 of NI Act by J.M.F.C Manmad. The offence under section 138 is compoundable. It appears that both parties voluntarily settled the matter. Hence, the following order is passed.

**ORDER**

The application is allowed and final order passed below Exh.1

Place :- Malegaon  
Date :- 11.03.2026

( D. Y. Gaud )  
Additional Sessions Judge,  
Malegaon, Dist. Nashik

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**ORDER BELOW EXH. 1**

The offence is compounded by appellant and respondent by filing joint application at Exh. 28. Hence, the following order is passed.

2. In view of offence being compounded the conviction and sentence of appellant/accused for offence under section 138 of NI Act by ld J.M.F.C Manmad in summary case 10/2019 dtd. 05/01/2024 is set aside.

3. The effect of the compounding offence is that the appellant/accused is acquitted for offence under section 138 of NI Act.

Place :- Malegaon  
Date :- 11.03.2026

( D. Y. Gaud )  
Additional Sessions Judge,  
Malegaon, Dist. Nashik