

CNR No. HRGR-01-007320-2024

CIS No. CRA-260-2024

Vikram Mehta Vs. Reliance Home Finance Pvt. Ltd.

Present: Appellant in person represented by Shri Amit Jaglan,
Advocate.
Sh. Sandeep Mehta, Advocate for respondent

Today the case was fixed for depositing 1% payment in DLSA, Gurugram. Payment has been deposited in the DLSA, Gurugram.

Since, parties have compromised and compounding of offence punishable under section 138 of Negotiable Instruments Act, is permissible u/s 147 of Negotiable Instruments Act at the stage of appeal, the parties are allowed to compound the offence, in view of the law laid down **K.M. Ibrahim vs K.P. Mohammed and another 2009(14) Scale 262 and Damodar S.Prabhu Vs. Sayed Babalal H. 2010(2) RCR (Criminal) 851 (SC).**

Arguments heard. Vide separate detailed judgment of even date, present appeal stands disposed of and the impugned judgment of conviction dated 10.04.2024 and order of sentence dated 12.04.2024 passed by the learned trial Court, have been set aside. Accordingly, the appellant-convict-accused stands acquitted of notice of accusation for the commission of offence punishable under Section 138 of Negotiable Instruments Act, served upon him by the learned trial Court. Bail bond and surety bond of appellant stand discharged. Trial Court's record along with a copy of this judgment be sent to the learned trial Court through its Presiding Officer forthwith for consignment, after making an entry regarding decision of appeal in the relevant register by the Ahlmad concerned.

Since, the matter has been compromised between the parties, therefore, appellant-convict is directed to deposit 1% of the compensation amount of ₹ 900/- awarded by the learned trial Court to the respondent-complainant, as per provisions of Section 357(3) Cr.P.C. i.e. ₹ 900/- (in round figure) with the District

legal Aid Services Authority, Gurugram, today itself as cost of proceedings. Costs deposited vide receipt/reference No. DUM8940429 dated 16.07.2024. Original receipt is also placed on record. Bail bond and surety bond of appellant-convict stand discharged. Trial Court's record along with a copy of the judgment be sent to the learned trial Court concerned through its Presiding Officer forthwith for consignment, after making necessary entry about the result of present appeal in the relevant register by the Ahlmad concerned. Appeal file be consigned to the records, after due compliance. Appeal file be consigned to the records, after due compliance.

(Mona Singh)
ASJ, Gurugram
UID No. HR-0232

Date of order: 03.08.2024
Annu