

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

**Cr. MP No. 3383 of 2025 in
Cr. Revision No. 769 of 2024
Date of Decision: 17.8.2026.**

Naresh Kumar		...Petitioner
	Versus	
State Bank of India		...Respondent

Coram

Hon'ble Mr Justice Rakesh Kainthla, Judge.

Whether approved for reporting?¹ No.

For the Petitioner	:	Ms. Vandana Kumari, Advocate, vice Mr. Sanjay Jaswal, Advocate.
For the Respondent	:	Mr. Arvind Sharma, Senior Advocate, with Ms. Kiran Sharma, Advocate.

Rakesh Kainthla, Judge (Oral)

It has been stated on behalf of the respondent/complainant that the matter has been reconciled between the parties.

2. Learned counsel for the petitioner has produced the receipt dated 11.5.2026, issued by Member Secretary, H.P. Legal Services Authority, Kasumpti, Shimla, regarding the deposit of

¹ Whether reporters of Local Papers may be allowed to see the judgment? Yes.

₹1,05,000/- being the 15% of the cheque amount of ₹7,00,000/- , which is taken on record.

3. The record shows that the petitioner/accused was convicted and sentenced by learned Trial Court. The petitioner/accused unsuccessfully challenged his conviction and sentence before learned First Appellate Court and before this Court in Cr. Revision No. 769 of 2024 titled Naresh Kumar Vs. State Bank of India.

4. The Division Bench of this Court held in *Chune Ram vs. Brikam Chand*, 2025:HHc:38122 decided on 13.11.2025 that the Court can quash the conviction even after its finalization in criminal revision based on the compromise effected between the parties. This judgment is binding upon this Court.

5. In view of this judgment, the present petition is allowed and the conviction and sentence awarded by the learned Trial Court as affirmed by learned Appellate Court and by this Court in Cr. Revision No. 769 of 2024 titled Naresh Kumar Vs. State Bank of India are ordered to be quashed.

6. It has been submitted that a sum of ₹6,50,000/- has been deposited in the Court of learned Judicial Magistrate First

Class, Kangra, District Kangra, H.P. which has to be disbursed to the petitioner/accused in term of the compromise. Let the amount of ₹6,50,000/-, deposited in the Court of learned Judicial Magistrate First Class, Kangra, District Kangra, H.P. are ordered to be disbursed to the petitioner/accused, along with up to date interest, by remitting the same to its bank account on furnishing of the bank account details, if not furnished earlier.

7. It has been submitted that no other amount has been deposited before the learned Trial Court or this Court. In view of this statement, no other order is required to be passed for the disbursal of the amount by this Court.

8. In view of the above, the present application is disposed of, so also the pending miscellaneous application(s), if any.

(Rakesh Kainthla)
Judge

17th August, 2026
(Chander)