



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 26TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE V SRISHANANDA

CRIMINAL REVISION PETITION NO.795 OF 2022
(397(Cr.PC) / 438(BNSS))

BETWEEN:

SREEKANTA MURTHY H
S/O H S R GUPTA
AGED ABOUT 65 YEARS
R/AT 2865, V.T. STREET
DODDABALLAPUR
BANGALORE - 561 203

...PETITIONER

(BY SRI. ARUN G, ADVOCATE)

AND:

SREE GOKULAM CHIT AND FINANCE CO
PVT. LTD.,
HAVING ITS REGISTERED OFFICE AT
CHENNAI AND HAVING ITS BRANCH
OFFICE AT MALLESHWARAM BRANCH
240, 16TH CROSS, SAMPIGE ROAD
MALLESHWARAM
BANGALORE - 560 003
REPRESENTED BY ITS LEGAL CLERK AND GPA
HOLDER OF THE COMPANY MR. RAJA H M

...RESPONDENT

(BY SRI. HARIKESH SINGH, ADVOCATE -ABSENT)

THIS CRIMINAL REVISION PETITION IS FILED UNDER
SECTION 397 R/W 401 CODE OF CRIMINAL PROCEDURE
PRAYING TO SET ASIDE THE JUDGMENT DATED 20.11.2018 IN
C.C.No.2796/2016 AND ALSO THE JUDGMENT PASSED BY THE
HON'BLE LIX ADDITIONAL CITY CIVIL AND SESSIONS JUDGE
AT BENGALURU (CCH-60) ON 07.04.2022 IN CRL.A.No.18/2019
BY ALLOWING THE REVISION PETITION AND CONSIDERING





THE ERROR APPARENT TO REMAND BACK THE CASE IN C.C.No.2796/2016 OF XX ADDITIONAL SMALL CAUSES JUDGE (SCCH-22) AND XVIII ADDITIONAL CHIEF METROPOLITAN MAGISTRATE AND M.A.C.T., AT BENGALURU FOR FRESH TRIAL.

THIS PETITION, COMING ON FOR REPORT SETTLEMENT, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE V SRISHANANDA

ORAL ORDER

After addressing the arguments for some time, counsel for petitioner files a memo. None represents the respondent.

2. Contents of the memo reads as under:

"The undersigned counsel for the petitioner submits that petitioner is already deposited 50% of cheque/conviction amount before Trial Court as per the interim order. Further he is ready to deposit remaining 50% of the amount towards full amount that is toto of Rs.1,00,000/-, (One Lakh Only) as per the judgment of trial Court within period of 6 weeks.

WHEREFORE, it is prayed to set aside the order of conviction which inclusive of sentence to undergo 6 months of simple imprisonment in the judgment dated: 20.11.2018 in C.C.No.2796/2016 by Hon XVIII ACMM & (SCCH-22), Bengaluru and pass such other order which is deemed fit by this Hon'ble Court, in the interest of justice."



3. Placing the memo on record, petition stands ***disposed of.***

4. It is made clear that if the compensation amount is not paid as agreed in the memo, petitioner shall undergo imprisonment as ordered by Trial Magistrate, confirmed by the First Appellate Court.

5. After the payment of the entire compensation amount, imprisonment of six months stands set side.

6. Fine amount of Rs.10,000/- imposed towards defraying expenses stands set aside since the matter is privy to the parties.

7. Amount in deposit is ordered to be withdrawn by the complainant under due identification.

**Sd/-
(V SRISHANANDA)
JUDGE**

MR
List No.: 1 Sl No.: 49