



NC: 2026:KHC-D:2996
CRL.RP No. 100029 of 2018
C/W CRL.RP No. 100030 of 2018
CRL.RP No. 100045 of 2018
AND 1 OTHER

IN THE HIGH COURT OF KARNATAKA AT DHARWAD

DATED THIS THE 25TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE V.SRISHANANDA

CRIMINAL REVISION PETITION NO. 100029 OF 2018

(397(CR.PC)/438(BNSS))

C/W

CRIMINAL REVISION PETITION NO. 100030 OF 2018

CRIMINAL REVISION PETITION NO. 100045 OF 2018

CRIMINAL REVISION PETITION NO. 100046 OF 2018

IN CRL.RP NO. 100029/2018

BETWEEN:

MR. J. PRABHACHANDRA
AGE AT 63 YEARS,
ATLANTA ELEVATORS (I) PVT. LTD.,
NO.172/177, 2ND A CROSS,
1ST MAIN, R.K.GARDEN, RMV 2ND STAGE,
NEW BEL ROAD, BANGALORE-560 054
MANAGING DIRECTOR OF
M/S ATLANTA ELEVATORS(I) PVT. LTD.

...PETITIONER

(BY SRI. D.V. PATTAR, ADVOCATE FOR SRI. KEMPARAJU B.G., AND
SRI. GIRISH S. HULMANI, ADVOCATE)

AND:

NALAVAD MARUTI SPECIALITY HOSPITAL
AND RESEARCH CENTRE
REP. BY PROPRIETOR DR. MAHESH NALAWAD
S/O CHANNABASAPPA NALAWAD,
GE:48 YEARS, VIKAS NAGAR, HOSUR, HUBLI
REP BY GPA HOLDER RAVINDRA
S/O RAJASHEKAR GOWDA
SANKANAGOUDER.

...RESPONDENT

(BY SRI. N.P. VIVEKMEHTA, ADVOCATE)





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AND 1 OTHER

THIS CRIMINAL REVISION PETITION IS FILED UNDER SECTION 397 READ WITH 401 OF CR.P.C., SEEKING TO ALLOW THE REVISION PETITION FILED BY THE PETITIONER AND TO SET ASIDE THE ORDER DATED 29.11.2017 IN THE CRL.APPEAL NO. 82/2016 BY THE V ADDL. DISTRICT AND SESSIONS JUDGE, DHARWAD SITTING AT HUBBALLI AND BE PLEASED TO ACQUIT THE PETITIONER AND TO SET ASIDE THE JUDGMENT DATED 28.06.2016 IN C.C.NO. 3376 OF 2015 PASSED BY THE JMFC II COURT AT HUBLI FILED BY THE RESPONDENT AGAINST THE PETITIONER PUNISHABLE UNDER SECTION 138 OF N.I.ACT, IN THE INTEREST OF JUSTICE.

IN CRL.RP NO. 100030/2018

BETWEEN:

MR. J. PRABHACHANDRA
AGE 63 YEARS,
ATLANTA ELEVATORS (I) PVT. LTD.,
NO.172/177, 2ND A CROSS,
1ST MAIN, R.K. GARDEN,
RMV 2ND STAGE, NEW BEL ROAD,
BANGALORE-560 054,
MANAGING DIRECTOR OF
M/S ATLANTA ELEVATORS (I) PVT. LTD.

...PETITIONER

(BY SRI. D.V. PATTAR, ADVOCATE FOR SRI. KEMPARAJU B.G.
ADVOCATE)

AND:

NALAVAD MARUTI SPECIALTY HOSPITAL
AND RESEARCH CENTRE
REP. BY PROPRIETOR DR. MAHESH NALAVAD
S/O CHANNABASAPPA NALAVAD
AGE:48 YEARS,
VIKAS NAGAR, HOSUR HUBLI,
REP/BY GPA HOLDER RAVINDRA
S/O RAJSHEKAR GOWDA, SANKANAGOUDER.

...RESPONDENT

(BY SRI. N.P. VIVEKMEHTA, ADVOCATE)

THIS CRIMINAL REVISION PETITION IS FILED UNDER SECTION 397 READ WITH 401 OF CR.P.C., SEEKING TO ALLOW THE CRL.REVISION PETITION AND TO SET ASIDE THE ORDER DATED 29.11.2017 IN THE CRL. APPEAL NO.92/2016 BY THE V ADDL. DISTRICT AND SESSIONS JUDGE, DHARWAD SITTING AT



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HUBBALLI AND BE PLEASED TO ACQUIT THE PETITIONER FOR OFFENCE PUNISHABLE UNDER SECTION 138 OF N.I.ACT, IN THE INTEREST OF JUSTICE.

IN CRL.RP NO. 100045/2018
BETWEEN:

MR. J. PRABHACHANDRA
AGE 63 YEARS,
ATLANTA ELEVATORS (I) PVT. LTD.,
NO.172/177, 2ND A CROSS,
1ST MAIN, R.K. GARDEN,
RMV 2ND STAGE, NEW BEL ROAD,
BANGALORE-560 054
MANAGING DIRECTOR OF M/S ATLANTA ELEVATORS (I)
PVT. LTD.

...PETITIONER

(BY SRI. D.V. PATTAR, ADVOCATE FOR SRI. KEMPARAJU B.G.,
ADVOCATE)

AND:

NALAVAD MULTI SPECIALITY HOSPITAL
AND RESEARCH CENTRE
REP. BY PROPRIETOR DR. MAHESH NALAVAD
S/O CHANNABASAPPA NALAVAD
AGE:48 YEARS, VIKAS NAGAR, HOSUR,
HUBLI REP BY GPA HOLDER
RAVINDRA S/O RAJSHEKAR GOWDA SANKANAGOUDER.

...RESPONDENT

(BY SRI. N.P. VIVEKMEHTA, ADVOCATE)

THIS CRIMINAL REVISION PETITION IS FILED UNDER SECTION 397 AND 401 OF CR.P.C., SEEKING TO ALLOW THE PETITION AND TO SET ASIDE THE ORDER DATED 29.11.2017 IN THE CRIMINAL APPEAL NO.83 OF 2016 BY THE V ADDL. DISTRICT AND SESSIONS JUDGE, DHARWAD SITTING AT HUBBALLI AND BE PLEASED TO ACQUIT THE PETITIONER AND TO SET ASIDE THE JUDGMENT DATED 28.06.2016 IN C.C.NO. 3375/2015 PASSED BY THE JMFC II COURT AT HUBLI FILED BY THE RESPONDENT AGAINST THE PETITIONER PUNISHABLE UNDER SECTION 138 OF N.I.ACT, IN THE INTEREST OF JUSTICE.



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CRL.RP No. 100029 of 2018
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AND 1 OTHER

IN CRL.RP NO. 100046/2018
BETWEEN:

MR. J. PRABHACHANDRA
AGE 63 YEARS,
ATLANTA ELEVATORS (I) PVT. LTD.,
NO.172/177, 2ND A CROSS,
1ST MAIN, R.K. GARDEN,
RMV 2ND STAGE, NEW BEL ROAD,
BANGALORE-560 054
MANAGING DIRECTOR OF
M/S ATLANTA ELEVATORS (I) PVT. LTD.

...PETITIONER

(BY SRI. D.V. PATTAR, ADVOCATE FOR SRI. KEMPARAJU B.G.,
ADVOCATE)

AND:

NALAVAD MULTI SPECIALITY HOSPITAL
AND RESEARCH CENTRE,
REP. BY PROPRIETOR
DR. MAHESH NALAVAD S/O CHANNABASAPPA NALAVAD
AGE:48 YEARS, VIKAS NAGAR, HOSUR, HUBLI,
REP BY GPA HOLDER RAVINDRA
S/O RAJSHEKAR GOWDA SANKANAGOUDER

...RESPONDENT

(BY SRI. N.P. VIVEKMEHTA, ADVOCATE)

THIS CRIMINAL REVISION PETITION IS FILED UNDER
SECTION 397 READ WITH 401 OF CR.P.C., SEEKING TO ALLOW
THE CRL.REVISION PETITION AND TO SET ASIDE THE ORDER
DATED 29.11.2017 IN THE CRL.APPEAL NO.93/2016 BY THE V
ADDL. DISTRICT AND SESSIONS JUDGE, DHARWAD SITTING AT
HUBBALLI AND BE PLEASED TO ACQUIT THE PETITIONER FOR
OFFENCES PUNISHABLE UNDER SECTION 138 OF N.I.ACT, IN
THE INTEREST OF JUSTICE.

THESE PETITIONS, COMING ON FOR ORDERS, THIS DAY,
ORDER WAS MADE THEREIN AS UNDER:



ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE V.SRISHANANDA)

1. The matters are taken up for disposal on merits.

2. Taking note of the fact that, as against the cheque amount of ₹10,20,600/- in respect of both cheques which were subject matter of these proceedings, the accused has paid sum of Rs.13,20,000/- as on today, as agreed the fine amount in respect of both cheques, in a sum of Rs.16,32,960/-. As such fine amount is hereby reduced to Rs.13,20,000/- in all these matters

3. Accordingly, the order of the Trial Court, as confirmed by the First Appellate Court, is modified to the extent of the compensation in a sum of Rs.13,20,000/- which is paid by accused to complainant.

4. In view of the above, the petitions stand disposed of.

Sd/-
(V.SRISHANANDA)
JUDGE