

**HIGH COURT LEGAL SERVICES COMMITTEE,
DHARWAD BENCH**

BEFORE THE LOK ADALATH

**IN THE HIGH COURT OF KARNATAKA,
DHARWAD BENCH**

DATED THIS THE 26TH DAY OF APRIL, 2025

CONCILIATORS PRESENT:

HON'BLE MR.JUSTICE UMESH M ADIGA

AND

SMT. SHAILA BELLIKATTI, MEMBER

CRL.R.P.No.100445.2024
(Lok Adalat No.383/2025)

BETWEEN

MAHADEVAGOUDA S/O. PARVATHAGOUDA MALIPATIL,
AGE 37 YEARS, R/O. GAVISIDDDESHWARA AYURVEDIC COLLEGE,
KOPPAL, TQ AND DIST. KOPPAL-583231.

...PETITIONER

(BY SRI. B. C. JNANAYYASWAMI, ADVOCATE)

AND

GAVISIDDAPPA S/O. SHIVAPPA MUNDARGI,
AGE 68 YEARS, OCC. SUB-STAFF, R/O. CANARA BANK,
KOPPAL BRANCH, KOPPAL TQ & DIST. KOPPAL-583231.

...RESPONDENT

(BY SRI. LAXMAN T. MANTAGANI, ADVOCATE)

THIS CRIMINAL REVISION PETITION IS FILED U/S.397 R/W. SEC.401 OF CR.P.C., (438 R/W. 442 OF BNSS), SEEKING TO CALL FOR THE RECORDS, PERUSE THE SAME AND SET ASIDE THE ORDER OF CONVICTION AND SENTENCE PASSED BY THE ADDL. DISTRICT AND SESSIONS JUDGE, FTSC-I, AT KOPPAL, IN CRL.A.NO.7/2023 DATED 26.06.2024 AND THE JUDGMENT OF CONVICTION AND SENTENCE PASSED BY THE ADDL.CIVIL JUDGE AND J.M.F.C., AT KOPPAL C.C. NO.1144/2013 DATED 03.02.2023 FOR THE OFFENCE PUNISHABLE U/S.138 OF N.I. ACT.

THE CRIMINAL REVISION PETITION BEING REFERRED TO LOK ADALAT, COMING ON FOR CONCILIATION, THIS DAY, THE LOK ADALAT PASSED THE FOLLOWING:

CONCILIATION ORDER

1. The revision petitioner and the respondent along with their respective advocates are present.

2. After prolonged negotiation, the matter is settled and the advocates appearing for both the sides have filed a joint memo stating that the petitioner has agreed to pay a sum of *Rs.2,15,000/- (Rupees Two Lakh Fifteen thousand only)* as full and final settlement in two installments. First installment of Rs.1,00,000/- is agreed to pay on 25.05.2025 and the second and final installment of the remaining amount of Rs.1,15,000/- is agreed to pay on 25.06.2025. Further, it is also agreed that in the event he failed to pay the aforesaid installments, the petitioner would be liable to pay the entire amount.

3. The respondent has received a sum of Rs.45,000/- through Phone Pay. Excluding the same, the

respondent is entitled to receive Rs.2,15,000/- in two installments.

4. In view of the settlement arrived at between the parties, the judgment and sentence passed by the trial Court and confirmed by the First Appellate Court stands set aside. The accused is acquitted of the offence punishable under Section 138 of the N.I. Act.

5. In the event accused defaults in making the payment, as per the joint memo, the complainant is at liberty to recover the same as per the joint memo. The joint memo shall form part of the award.

6. In terms of the joint memo, the revision petition stands disposed off. Draw award accordingly.

**Sd/-
JUDGE**

**Sd/-
MEMBER**

VNP /CT-AN
List No.4 / Sl. NO.15