



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 16TH DAY OF OCTOBER, 2025

BEFORE

THE HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM

CRIMINAL REVISION PETITION NO.200067 OF 2025

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

BETWEEN:

ESHWARAPPA D. PATIL
S/O DEVANDRAPPA PATIL,
AGE: 55 YEARS, OCC: CLASS-I PWD, CONTRACTOR,
R/O H.NO.1-12, OPP. VISHWA HINDU COLLEGE
PDA ENGINEERING COLLEGE ROAD,
AIWAN-E-SHAHI,
KALABURAGI-585102.

...PETITIONER

(BY SRI. ANANTH S. JAHAGIRDAR, ADVOCATE)

AND:

SANTOSH S. LAHOTI
AGE: MAJOR, OCC: BUSINESS,
R/O H.NO.1-26/10,
DISTRICT COURT ROAD,
VIVEKANAND NAGAR,
KALABURAGI-585102.

...RESPONDENT

(BY SRI. DEEPAK V. BARAD, ADVOCATE)

THIS CRIMINAL REVISION PETITION IS FILED UNDER
SECTION 438 READ WITH SEC 442 OF BNSS-2023, PRAYING
TO ALLOW THIS REVISION PETITION AND SET ASIDE THE
JUDGMENT AND ORDER DATED 18.03.2025 PASSED IN

Digitally signed
by RENUKA
Location: HIGH
COURT OF
KARNATAKA



CRIMINAL APPEAL NO.28/2023 BY THE II ADDL. DISTRICT AND SESSIONS JUDGE KALABURAGI AND SET ASIDE THE JUDGMENT AND ORDER DATED 26.07.2022 IN C.C NO.386/2018 BY THE PRL. CIVIL JUDGE AND JMFC, KALABURAGI.

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

CORAM: HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM

ORAL ORDER

(PER: HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM)

The captioned petition is by the accused assailing the concurrent judgments rendered by the Courts below thereby convicting the petitioner herein for offence punishable under Section 138 of N.I. Act.

2. Today, a joint compromise petition has been filed before this Court indicating that the dispute between the accused and the complainant has been amicably resolved. In terms of the settlement arrived at between the parties, it is stated that the accused has paid a total sum of Rs.7,75,000/- (Rupees Seven Lakhs Seventy-Five



Thousand only) to the complainant towards full and final settlement of the claim.

3. The complainant is present before this Court. Upon being specifically queried, he submits that the matter has been settled voluntarily and out of his own free will. He further confirms that he has received the aforesaid amount of Rs.7,75,000/- from the accused in full and final satisfaction of his claim and that, in view of the amicable settlement, he has no objection for quashing of the proceedings against the accused. Recording his submission, the compromise petition is accordingly taken on record.

4. In view of the settlement arrived at between the parties, this Court proceeds to pass the following:

ORDER

(i) The Criminal Revision Petition is hereby allowed.



(ii) The judgment and order of conviction dated 18.03.2025 passed in Criminal Appeal No.28/2023 by the Court of the II Additional District and Sessions Judge, Kalaburagi, as well as the judgment and order dated 26.07.2022 passed in C.C. No.386/2018 by the Court of the Principal Civil Judge and JMFC, Kalaburagi, are hereby quashed in view of the compromise entered into between the parties.

Accordingly, the proceedings stand terminated. The compromise petition shall form part of this order.

Sd/-
(SACHIN SHANKAR MAGADUM)
JUDGE

ALB
List No.: 3 Sl No.: 1
CT:SI