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IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 663-664 OF 2013
(Arising out of SLP(Crl.) Nos.3936-3937 OF 2013
(Crl.MP 13676-13677/11)

|Rattanlal B. Kundani |... Appellant(s) |

Versus

|A. Balasubramanian And Anr. |... Respondent(s) |

WITH

CRIMINAL APPEAL NO. 665-668 OF 2013
(Arising out of SLP(Crl.) Nos.3938-3941 OF 2013
(Crl.MP 14397-14400/11)

O R D E R

1. Leave granted.

2. These appeals are directed against the judgment and order passed by the High Court of Madras in CRLRC No.902/2007, CRLRC No.482/2008, CRLRC Nos. 480 and 481/2008 and CRLRC Nos.900 and 901/2007, dated 29.04.2011.

3. By the impugned judgment and order, the High Court had confirmed the order passed by the learned Magistrate convicting and sentencing the appellant-herein for the offence punishable under Section 138 of the Negotiable Instruments Act, 1881 (for short, 'the Act').

4. This Court vide order dated 14.12.2012, had directed the appellant to deposit 20% of the cheque amount with the Supreme Court Registry within a period of eight weeks in terms of Judgment of this Court in the case of Damodar S. Prabhu vs. Sayed Babalal H., reported in (2010) 5 SCC 663.

5. Pursuant to the aforesaid directions the learned counsel for the appellant had agreed to deposit 20% of the cheque amount within the stipulated time with the Registry of this Court.

6. The learned counsel, at the time of hearing of these appeals, would submit that the parties to the lis have compounded the offence as provided under Section 147 of the Act. To this effect, an appropriate affidavit has also been filed before this Court. He further submits that the appellant has deposited a sum of Rs.9,64,000/- as directed by this Court on the last date of hearing.

7. In view of the settlement arrived at between the parties, we permit them to compound the offence as provided under Section 147 of the Act.

8. Accordingly, we allow these appeals and set aside the orders passed by the High Court confirming the orders passed by the learned Magistrate as well as the Sessions Court.

9. The amount deposited by the appellant be transferred in favour of the Supreme Court Legal Services Committee, 109, Lawyers' Chamber, Supreme Court Compound, New Delhi within two weeks.

Ordered accordingly.

For Respondent(s) Ms. Sumita Hazarika, Adv.
Mr. Sachin Mittal, Adv.
Mr. Ezekial, Adv.

UPON hearing counsel the Court made the following
O R D E R

Leave granted.

The appeals are allowed in terms of the signed order.

The amount deposited by the appellant be transferred in favour of the Supreme Court Legal Services Committee, 109, Lawyers' Chamber, Supreme Court Compound, New Delhi within two weeks.

| [Charanjeet Kaur] | | [Vinod Kulvi] |
| Court Master | | Asstt. Registrar | |

[Signed order is placed on the file]