

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU****DATED THIS THE 19TH DAY OF NOVEMBER, 2024****BEFORE****THE HON'BLE MR JUSTICE V SRISHANANDA****CRIMINAL REVISION PETITION No.1063 OF 2024****BETWEEN:**

1. SRI C G RANGASWAMIAH
S/O SRI. GAVIYAPPA,
AGED ABOUT 46 YEARS,
R/AT NO.222, 2ND C CROSS,
NAGENDRA BLOCK, BANASHANKARI,
BANGALORE - 560 054

...PETITIONER

(BY SMT. CHAMPOOKAVYA.S., ADVOCATE FOR SRI. DR M
SUNIL SASTRY, ADVOCATES)**AND:**

1. M/S MANAPPURAM CHITS (K) PVT. LTD.,
881/F, 1ST FLOOR,
V.S.ARCAD, 2ND STAGE,
SHANKARMUTT BUS STOP,
BASAVESHWARNAGAR, BENGALURU - 560079
REP. BY ITS AUTHORIZED OFFICER

...RESPONDENT

(BY SRI. LINGARAJU, ADVOCATE)

THIS CRL.RP IS FILED UNDER SECTION 397 R/W 401
CR.P.C PRAYING TO SET ASIDE IMPUGNED ORDER/
JUDGEMENT CONFIRMED BY THE SESSIONS COURT IN
CRL.A.NO.1114/2022 DATED 18.03.2024 PASSED BY THE LX
ADDITIONAL CITY CIVIL AND SESSIONS JUDGE, BENGALURU
CCH-61.

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





CORAM: HON'BLE MR JUSTICE V SRISHANANDA

ORAL ORDER

After addressing the argument for some time, memo came to be filed by the revision petitioner which reads as under:

"That the Petitioner submits that the Complainant/Respondent had filed a Complaint in CC No.738/2019 before the XXVII ACCM Bangalore and the Hon'ble Trial Court was pleased to pass an order dated 25/08/2019 in favour of the Complainant/ Respondent directing the Accused/ Petitioner herein to pay a sum of Rs.4,55,0000/-(Rupees Four Lakhs Fifty Five Thousand Only). That the Accused/Petitioner herein Appealed the same before the Hon'ble LX Additional City Civil and Sessions Judge in Crl. Apl No.1114/2022 and directed the Appellant/Petitioner herein to deposit Rs.1,00,000/- before the Trial Court and the Petitioner has deposited the same. And the Hon'ble Sessions Court was pleased to confirm the order of the Trial Court on 18/03/2024. That the Petitioner herein filed this instant Revision Petition and this Hon'ble Court was pleased to direct the Petitioner to deposit 50% of the fine amount including early deposits and the Petitioner has deposited a sum of Rs.1,28,000/- (Rupees One Lakh Twenty Eight Thousand only) before the Trial Court in total the Petitioner has deposited Rs.2,28,000/-.



That the Petitioner herein has decided to settle the same by paying the remaining amount of Rs.2,27,000/- in 4 (Four) instalments starting from January 15th 2025 till April 15th 2025 by way of PDC to the Respondent for an amount of Rs.56,750/- each.

- 1. Cheque No.000017 dated 15/01/2025 for an amount of Rs.56,750/-.*
- 2. Cheque No. 000018 dated 15/02/2025 for an amount of Rs.56,750/-*
- 3. Cheque No.000019 dated 15/03/2025 for an amount of Rs.56,750/-.*
- 4. Cheque No.000020 dated 15/04/2025 for an amount of Rs.56,750/-."*

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

3. However, it is made clear that if the amount as agreed in the memo is not paid, the order passed by the learned Trial Magistrate confirmed by the learned Judge in the First Appellate Court stands restored automatically.

4. The amount in deposit is ordered to be withdrawn by the complainant under due identification.



5. After payment of entire fine amount as agreed in the memo, fine amount of Rs.5,000/- imposed by the learned Trial Magistrate confirmed by the learned Judge in the First Appellate Court towards defraying expenses of the State stands *set-aside*.

Sd/-
(V SRISHANANDA)
JUDGE

kcm
List No.: 1 Sl No.: 92