

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

Dated this the 31st day of October 2015

Before

THE HON'BLE MR. JUSTICE BUDIHAL R.B.

Criminal Revision Petition No.100017/2015

Between:

Asim Akram, S/o Fazil,
Age: 31 years, Occ: Working in
Irrigation Department,
(Canal Laker) T.B.Board,
T.B.Dam, R/o: Door No.21,
T.B.Road, Colony, Amaravati,
Hospet, Tq: Hospet, Dist: Bellary.

...Petitioner

(By Sri Girish S.Hiremath, Advocate)

A n d :

S.Satish, S/o. S.Mohan,
Aged 36 years,
R/o: 16th Ward, New Amaravati,
Hospet, Tq: Hospet, Dist: Bellary.

...Respondent

(By Sri M.Amaregouda, Advocate)

This criminal revision petition is filed under Section 397 read with 401 of Cr.P.C. seeking to call for records in C.C.No.1377/2010 the file of Prl. Civil Judge & JMFC Court,

Hospet & in Crl.A.No.5010/2013 on the file of the III Addl. Dist. & Sessions Court, Bellary (sitting at Hospet) and set aside the judgment in C.C.No.1377/2010 passed by the Prl. Civil judge & JMFC Court, Hospet, and set aside the judgment in Crl.A.No.5010/2013 passed by the III Addl. Dist. & Sessions Judge, Bellary, sitting at Hospet, for the offences punishable under NI act, allow the criminal revision petition.

This revision petition coming on for admission this day, the Court, made the following:

ORDER

Petitioner and respondent both are present. Learned counsel appearing for the petitioner and the respondent are also present. They have filed a joint memo under Section 142 of the Negotiable Instruments Act, 1881 read with Section 320 of the Code of Criminal Procedure. The Joint Memo is signed by the petitioner and the respondent and their learned counsel. The same is taken on record.

2. Both the learned counsel as well as the petitioner and the respondent made the submission that the matter is compromised. The contents of the said compromise petition is brought to the

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notice of the petitioner as well as the respondent and they admit the contents of the said petition as true and correct. In view of the said Joint Memo, the parties are permitted to compound the offence. Since the matter is compromised, the judgment and order of conviction passed by the Trial Court and the judgment and order of the first Appellate Court are hereby set aside and the petitioner accused is acquitted of the said offence.

Accordingly, this revision petition stands disposed of in terms of the Joint Memo.

**Sd/-
JUDGE**

Kms