

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT**

**THE HONOURABLE MR. JUSTICE G.GIRISH**

**FRIDAY, THE 29<sup>TH</sup> DAY OF DECEMBER 2023 / 8TH POUSHA, 1945**

**CRL.REV.PET NO. 1345 OF 2023**

**AGAINST THE ORDER/JUDGMENT CC 732/2012 OF JUDICIAL**

**MAGISTRATE OF FIRST CLASS, TALIPARAMBA**

**CRA 26/2016 OF DISTRICT COURT & SESSIONS COURT, THALASSERY**

**REVISION PETITIONER/ACCUSED:**

**K.DINESHAN**

**AGED 62 YEARS, S/O LATE KONGINI RAGHAVAN,  
RESIDING AT TMC.XV-251, BEHIND RAJASTHAN MARBLE  
PALACE, KUTTIKOLE P.O, TALIPARAMBU TALUK,  
KANNUR DISTRICT, PIN - 670562**

**BY ADVS.**

**P.V.THOMAS**

**TONY GEORGE THOMAS**

**RESPONDENTS/COMPLAINANT/STATE:**

**1 A.P.K.VALSAN**

**AGED 62 YEARS, S/O LATE DAMODARAN NAMBIAR,  
RESIDING AT KOTTAKKANAM HOUSE, KOOVERY,  
THALIPARAMBA, KANNUR DISTRICT, PIN - 670581**

**2 STATE OF KERALA**

**REPRESENTED BY PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA, ERNAKULAM, PIN - 682031**

**BY ADVS.**

**SMT.NIMA JACOB, PP**

**SRI. P.R. AJITH KUMAR**

**THIS CRIMINAL REVISION PETITION HAVING COME UP FOR  
ADMISSION ON 29.12.2023, THE COURT ON THE SAME DAY  
DELIVERED THE FOLLOWING:**

**G. GIRISH, J.**

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**Crl.MA. No.5 of 2023**

**in**

**Crl.Rev.Pet. No.1345 of 2023**  
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**Dated this the 29<sup>th</sup> day of December, 2023**

**ORDER**

The Revision Petitioner, along with the 1<sup>st</sup> respondent, has filed this petition under Section 147 of the Negotiable Instrument Act r/w Section 482 of Code of Criminal Procedure, for compounding the case and for terminating the procedures.

2. The revision petitioner was the accused in CC No.732/2012 of the Judicial First Class Magistrate Court, Thaliparamba. He was convicted and sentenced by the learned

Magistrate for the commission of offence under Section 138 of the Negotiable Instrument Act. Since, the conviction was upheld in appeal, he preferred the present revision against the 1<sup>st</sup> respondent.

3. Now, that it is submitted by the learned counsel for the revision petitioner, as well as the learned counsel for the 1<sup>st</sup> respondent, that the issue has been amicably settled between the parties and that there is no claim whatsoever subsisting from the revision petitioner to the 1<sup>st</sup> respondent.

4. Having regard to the above facts relating to the settlement of the dispute between the parties, I feel that, it is necessary to terminate this revision proceedings as well as all further

proceedings consequent to the impugned judgments of the courts below.

In the result, the petition is stand allowed. The case which was numbered as CC No.732/2012 of the Judicial First Class Magistrate Court, Thaliparamba, which resulted in the present revision proceedings, stands lawfully compounded. The petitioner/accused is acquitted under Section 320(8) of Cr.P.C. r/w Section 147 of the Negotiable Instrument Act.

Sd/-

**G. GIRISH  
JUDGE**

nvj