

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1071 OF 2017  
(Arising out of S.L.P. (Crl.)No.1657 of 2017)

P.V. JEEVANANTHAM

Appellant(s)

Versus

S. KRISHNAN

Respondent(s)

O R D E R

We have heard learned counsel for the parties.

Leave granted.

This appeal by special leave is directed against the impugned judgment and final order dated 9.2.2015 passed by the Madurai Bench of Madras High Court in Crl.R.C.(MD) No. 171 of 2012, whereby the High Court partly allowed the Revision Case and maintained the sentence of imprisonment awarded by the trial Court under Section 138 of the Negotiable Instruments Act, 1881. Apart from the sentence of imprisonment, the High Court ordered the respondent/accused to pay compensation of Rs.4,00,000/- (rupees four lacs only) to the revision petitioner/complainant, within a period of six weeks from the date of receipt of the order.

This Court on 6.3.2017, issued notice to the respondent limited to the question of quantum of sentence.

The matter came up before this Court again on 21<sup>st</sup> April, 2017, when the Court directed the petitioner to deposit Rs.4,00,000/- (rupees four lacs only) by way of demand draft in the name of the respondent.

It has been brought to our notice that an amount of Rs.3,00,000/- (rupees three lacs only) has been paid by the appellant to the respondent as full and final settlement, and the matter has been settled.

Learned counsel for the parties have filed a Memo of Compromise dated 28.4.2017, which is signed by the parties and their respective counsels. The Memo of Compromise is taken on record and made part of this order.

In view of the fact that the offence is compoundable and in terms of the Memo of Compromise dated 28.4.2017, we allow this appeal, set aside the conviction and sentence awarded by the Courts below.

.....J.  
(N.V. RAMANA)

.....J.  
(PRAFULLA C. PANT)

New Delhi,  
July 07, 2017

ITEM NO.31

COURT NO.9

SECTION II-C

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 1657/2017

(Arising out of impugned final judgment and order dated 09-02-2015 in CRLRC No. 171/2012 passed by the High Court Of Madras At Madurai)

P.V. JEEVANANTHAM

Petitioner(s)

VERSUS

S. KRISHNAN

Respondent(s)

(FOR [PERMISSION TO TAKE ON RECORD MEMO OF COMPROMISE] ON IA 45677/2017)

Date : 07-07-2017 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA  
HON'BLE MR. JUSTICE PRAFULLA C. PANT

For Petitioner(s)

Mr. V. Balaji, Adv.  
Mr. C. Kannan, Adv.  
For Mr. Rakesh K. Sharma, AOR

For Respondent(s)

Ms. Astha Tyagi, AOR  
Ms. Sujatha Bagothi, Adv.

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

Leave granted.

The appeal is allowed in terms of the signed order.

(SUKHBIR PAUL KAUR)  
AR CUM PS

(S. SIVARAMAKRISHNA)  
ASST.REGISTRAR

(Signed order is placed on the file)