



Shakuntala

**IN THE HIGH COURT OF BOMBAY AT GOA
CRIMINAL MISC. APPLICATION NO.13 OF 2024
IN
CRIMINAL REVISION APPLICATION NO. 13 OF 2024**

**SUSHANT PREMANAND
KAVLEKAR ... APPLICANT**

Versus

**THE MARCEL URBAN
CO-OP. CREDIT SOCIETY
REP. BY AUTH. OFFICER
ANANT PANDURANG NAIK
AND ANR. ... RESPONDENTS**

Mr. Ashay Priolkar, Advocate for the Applicant.

**Mr. Somnath Karpe, Additional Public Prosecutor for
Respondent No. 2.**

**CORAM:- BHARAT P. DESHPANDE, J.
DATED :- 23rd July, 2024**

P.C.

1. Mr. Anant Naik of the Society, Manager of the co-operative credit society is present who handed in resolution passed by the Board authorising him to attend the Court proceedings.
2. Applicant has filed application for compounding of the matter on the ground that the entire amount is paid to the Society and an amount of 15% of the cheque is deposited with Registrar (Judicial) of this Court.

3. Mr. Anant Naik, the manager informed that the entire amount is paid and that the loan amount is already closed. The Society is agreeable for the compounding of the said offence.

4. The Application for compounding is therefore required to be accepted. The impugned orders passed by the Courts below are therefore quashed and set aside and the complaint filed under Section 138 of Negotiable Instruments Act stands compounded.

5. The demand draft for an amount of Rs.11,022/- in the name of Registrar (Judicial) of this Court is to be accepted and the amount be transferred to the Goa State Legal Services Authority as 15% of the cheque amount in view of the directions of Apex Court in the case of ***Damodar S. Prabhu versus Sayed Babalal H., (2010) 5 SCC 663.***

6. Accordingly, the present proceedings alongwith application stands disposed of as compounded.

BHARAT P. DESHPANDE, J.