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IN THE HIGH COURT OF BOMBAY AT GOA
CRIMINAL REVISION APPLICATION NO.41 OF 2026
WITH
CRIMINAL MISC. APPLICATION NO.54 OF 2026, CRIMINAL
MISC. APPLICATION NO.1064 OF 2026 (F)

CRIMINAL REVISION APPLICATION NO.41 OF 2026
SHIRISH SHANTARAM KERKAR ... APPLICANT
Versus
THE BICHOLIM URBAN CO-OP BANK LTD
THR ITS BRANCH OFFICE AND ANR ... RESPONDENTS

WITH
CRIMINAL MISC. APPLICATION NO.54 OF 2026
SHIRISH KERKAR ... APPLICANT
Versus
THE BICHOLIM URBAN CO-OP BANK LTD.
THR. ITS BRANCH OFFICE AND ANR ... RESPONDENTS

WITH
CRIMINAL MISC. APPLICATION NO.1064 OF 2026 (F)
SHIRISH SHANTARAM KERKAR ... APPLICANT
Versus
THE BICHOLIM URBAN CO OPERATIVE
BANK LTD THROUGH ITS BRANCH
OFFICER SHRI BAGESH LAXIMAN FADTE ... RESPONDENTS

Ms.Samiksha Vaigankar, Advocate for the Applicant under legal aid scheme.

Mr. Shivam Fadte and Mr Raj Chodankar, Advocates for the Respondent No. 1.

Mr. Gaurish Nagvekar, Additional Public Prosecutor for Respondent No. 2.

CORAM:- AMIT S. JAMSANDEKAR, J.

DATED :- 1st October, 2026

P.C.

Heard Ms Vaigankar, learned Counsel for the Applicant.

2. It is submitted that the Applicant has deposited the entire compensation amount in the Court.
3. In view thereof, it is submitted that the compensation amount deposited by the Applicant be paid to the Respondent No.1 and the offence committed by the Applicant under Section 138 of the Negotiable Instruments Act be compounded.
4. Respondent No.1 has no objection if the offence committed by the Applicant under Section 138 of the Negotiable Instruments Act is compounded.
5. In view thereof, the judgment and orders dated 26.04.2023 passed by the Judicial Magistrate, First Class, Bicholim in Criminal Case No.OA/299/NIA/2017/C and the judgment and order dated 29.08.2025 passed by the Sessions Judge, in Criminal Appeal No.385/2023 are quashed and set aside. Consequently, the offence committed by the Applicant under Section 138 of the Negotiable Instruments Act stands compounded.
6. Registry is directed to remit an amount deposited by the Applicant to the Respondent No.1 along with accrued interest. The bank details are furnished by the Respondent No.1 and the same are taken on record.
7. In view of the peculiar facts and circumstances of the present case and in view of the fact that the Applicant is represented through legal aid scheme, requirement of payment of costs stands waived.
8. Criminal Revision Application stands disposed of. Pending

Applications, if any, stand disposed of.

9. This order will be digitally signed by the Private Secretary/Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

AMIT S. JAMSANDEKAR, J.