

23.01.2024

Present:

Mr. Justice Mamnoon Rahman

Mr. Md. Shaheen Khan, Adv.

...For the petitioner-appellant.

Mr. Mohammad Musa, Adv.

...For the complainant-respondent No. 2

Mr. Md. Taifoor Kabir, DAG with

Mr. Md. Lokman Hossain, AAG

Mr. Md. Hatem Ali, AAG

.....For the State.

The parties have filed joint application for compromise on the ground that they settled the matter amicably.

I have heard the learned Advocates for the parties and perused the application.

It appears that the instant revisional application was preferred by the convict-appellant-petitioner challenging the judgment and order of conviction and sentence passed by the trial court and subsequently affirmed by the appellate court in a proceeding relates to Section 138 of the Negotiable Instruments Act, 1881.

It further transpires that in the meantime the parties entered into a compromise on the terms and conditions as stated in Paragraph No. 10 of the instant application for compromise.

Since the parties agreed to settle the matter amicably out of court, I am inclined to allow the application.

Accordingly, the instant application is allowed and the rule be disposed of in terms and conditions as stated in Paragraph No. 10 of the instant application for

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compromise. The judgment and order of conviction and sentence dated 14.12.2020 passed by the court below is hereby set aside.

The complainant-opposite party No. 2 is at liberty to withdraw the money from the court below as deposited by the convict-appellant-petitioner forthwith.

Send down the L.C. Records, if any, to the concerned court below with a copy of this order at once.

(Mamnoon Rahman,J:)