

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-IV,
SAHARSA

Crl. Revision. 58/2025

Manoj Kumar Rajak

....Petitioner/Revisionist

versus

The State of Bihar

Order

10.04.2026

1. The present Revision petition has been filed by revisionist against the **impugned order dated 03.04.2025**, passed in complaint case no. 490C/2023 by Sri. Rohit Amritanshu Ld. J.M. 1st Class, Saharsa.

2. The present revision petition has been filed on 14.05.2025 and **since 18.08.2025, the revisionist stopped appearing in this matter** and since last many dates has not tendered his appearance in this revision. Therefore in the present circumstance **this court appoints Advocate Mr. Indra Bhushan Prasad Yadav as Amicus Query** to argue this matter on behalf of revisionist Manoj Kumar Rajak and Saharsa Legal Authority is directed to make a payment of Rs. 1100/- to the Amicus Query within 1 months of receiving of this order and file a compliance report in this regard immediately within 1 month.

3. Coming on the merits of the case, vide impugned order dated 03.04.2025, the Ld. Trial court has ordered to make 15% of total amount of cheque in question of Rs. 9,70,000/-, which comes to Rs. 1,45,500/- within 30 days from the date of impugned order.

4. The revisionist challenge the impugned order primarily on the ground of financial distress being faced by accused/revisionist.

5. Ld. Amicus Query Mr. Indra Bhushan Prasad Yadav submits that as per **new amendment brought in Negotiable Instrument Act u/s 143(A)**, the court has power to direct interim compensation. He further submits that the case of the complainant is that there was no transaction of money between the parties.

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6. Ld. APP submits that the impugned order is absolutely legal and right and the trial court was rightly directed the complainant to make the payment of 15% of total cheque amount.

7. Considering the rival averments made by Ld. Amicus Query and Ld. APP, this court is of the view that the impugned order which directs the revisionist to make payment of 15% of total cheque amount has been passed as per law and provision contained in section 143(A) and does not suffer from any illegality.

8. Accordingly the present revision petition is dismissed.

9. Let the trial court record be sent back to the court concern and file of present revision petition be consigned to the record room.

**Dictated
Sd/-**

Avinash Kumar-I
Addl. Sessions Judge-IV
Saharsa