

CA No. 167/2025
M/s Arjun Fruit Trader & Anr.
Vs.
M/s Ajay Vinod & Company

22.09.2025

**Fresh appeal received by way of assignment on
20.09.2025. It be checked and registered.**

Present: Sh. Neeraj Kumar Mishra and Sh. Nikhil Bhardwaj,
Ld. Counsels for the appellant.
Appellant in person.

1. The present appeal is filed against judgment dated 15.07.2025 and order on sentence dated 21.08.2025, passed by the Ld. JMFC-06, North District Rohini Courts Delhi in complaint case No. 1205/2017 under section 142 read with section 138 NI Act, whereby, the appellant has been convicted for offence punishable under section 138 NI Act, and whereby, the appellant was sentenced to simple imprisonment for a period of 6 months and fine of Rs. 6,62,948/- (i.e. double the cheque amount), to be paid to the complainant, within 30 days, in default of payment of fine, the convict / appellant is further sentenced to a simple imprisonment of two months.

2. It is submitted by the Ld. Counsel for the appellant that the appellant is a senior citizen and appellant was suffering from paralysis from the last 3 years, due to which, he is unable to pursue his business. Hence, prayer is made to waive of the condition amount.

3. It is further submitted by him that he is ready to settle the matter, therefore, prayer has been made to suspend the

sentence till next date of hearing.

3. Alongwith the appeal, an application for stay / suspension of the sentence has also been filed. The sentence imposed upon the appellant is suspended till the next date of hearing subject to depositing 10% of the compensation amount in the name of the Ld. Principal District & Sessions Judge, North District Rohini Courts, Delhi, before the Ld. Trial Court. He is further directed to furnish PB/SB in the sum of the Rs. 20,000/- before Ld. Trial Court concerned.

4. Notice of the appeal be issued to the respondent/ complainant on filing of PF and RC, within 07 working days from today, for the next date of hearing.

5. TCR be summoned only one day prior to the next date of hearing.

6. Let copy of this order be sent to the Ld. Trial Court.

7. Put up for further proceedings on 21.11.2025.

Copy of the order be given dasti, as prayed.

(VANDANA)
Addl. Sessions Judge-02(North)
Rohini Courts Delhi
22.09.2025