

CA No. 268/2026
UMESH KUMAR PATEL
Vs. SURAJ PRAKASH

02.07.2026

Fresh appeal U/s. 415(3) of BNSS, 2023, received by assignment. It be checked and registered.

Present: Appellant Umesh Kumar Patel in person along with
Ld. Counsel Ms. Chanchal Sharma.

Heard. Appeal file perused.

1. Appellant was convicted for offence U/s. 138 N. I. Act by Ld. JMFC (NI Act)-08, South-East District, Saket Courts, through judgment dated 11/04/2026. Through order on sentence dated 11/05/2026, the appellant was sentenced to pay fine of Rs.7,00,000/-, to be paid as compensation to the complainant, within 60 days. In default of payment of fine, the appellant/convict was ordered to undergo sentence of Simple Imprisonment of 01 month.

2. The appeal is accompanied by application U/s. 389 CrPC, seeking suspension of sentence and grant of bail.

3. Subject to prior deposit of part compensation amount of Rs.1,40,000/- as security, the operation of impugned judgment dated 11/04/2026 and sentence dated 11/05/2026 shall remain suspended till further orders/disposal of appeal, whichever is earlier.

Contd..2.

4. The order on sentence dated 11/05/2026 shall remain suspended till pendency of present appeal subject to prior deposit of Rs.1,40,000/- out of total fine amount of Rs.7,00,000/- (in the name of respondent/complainant) in the form of FDR/ demand draft within 60 days from today before Ld. Trial Court.

5. The appellant is admitted to bail on furnishing PB/SB in the sum of Rs.25,000/- to the satisfaction of Ld. Trial Court, subject to prior furnishing of part compensation amount ordered today.

6. **Issue notice of appeal to respondent/complainant Suraj Prakash, on PF/speed post, for next date of hearing. Steps be taken within 07 days from today.**

Put up for appearance of respondent/complainant and further proceedings on 15/09/2026.

Copy of this order be sent to Ld. Trial Court and be given dasti to Ld. Counsel for appellant, for compliance.

TCR be requisitioned four days prior to the next date of hearing.

(VISHAL SINGH)
ASJ-05, South-East District
Saket Courts, New Delhi:02.07.2026