

KAUK010002592025



Case called out.

The Appellant/Accused has filed this Appeal challenging the Judgment of conviction dated 05-02-2025 passed by the Prl. Civil Judge & JMFC, Honnavar, in C.C.No.1157/2023.

Along with appeal, the Appellant has filed application under 430 of BNSS, seeking suspension of sentence passed in C.C.No.1157/2023.

Perused the application, memorandum facts and grounds in the appeal memo.

The Prl. Civil Judge & JMFC, Honnavar, has convicted the Appellant/Accused in C.C.No. 1157/2023 dated: 05-02-2025, for the offence under Section 138 of NI Act and sentenced to pay a fine of Rs. 1,51,000/- and in default of payment of fine amount, the Accused shall undergo simple imprisonment for a period of one year.

The Appellant has made out sufficient grounds for suspension of sentence. Hence the following

ORDER

The operation of the sentence of conviction passed by the Prl. Civil Judge & JMFC, Honnavar, in C.C.No.1157/2023 dated:05-02-2025, is hereby suspended for a period of six months, subject to pay fine of Rs.

5,000/- within two weeks and deposit 20% of the cheque amount within two months from this order, before the Trial Court and to offer bail on personal bond of Rs.20,000/- with a surety for likesum to the satisfaction of the Trial court.

Issue notice to Respondent and Call for TCR. R/by 26-04-2025.

Sd/-

II Addl., District & Sessions Judge,
U.K., Karwar.