

CNR No. MHAK010020412026



Cri. Appeal No. 242/2026

Sagar Kanhaiyalal Pali

Vs.

Suresh Rajabhau Pande +1

Order Below Exh. 5

(Passed on 09.06.2026)

Perused the application. Heard Appellant and his counsel. Present application is filed for suspension of substantive sentence of imprisonment. Applicant/Accused has been convicted by learned Additional Chief Judicial Magistrate (Court No. 11) for the offence punishable under Section 138 of Negotiable Instruments Act and is sentenced to suffer rigorous imprisonment for 1 month and to pay compensation of Rs. 4,00,000/- in default to undergo rigorous imprisonment for 7 days.

2. In view of the same and submissions made, being first appeal, it is necessary to suspend the substantive sentence of imprisonment. However, in view of settled law, appellant/accused shall deposit 25% amount of the compensation awarded, with this court. Hence, the following order.

ORDER

1. Application Exh 5 is allowed.
2. The substantive sentence of rigorous imprisonment for 1 month is hereby suspended till decision of present appeal on condition that appellant/accused shall deposit 25% of the compensation awarded, with this court.
3. Appellant/Accused to deposit said amount within 1 month from the date of this order, otherwise the suspension order will stand vacated automatically.
4. Accused shall furnish P.B. and S.B. of Rs. 25,000/-.
5. Bail before concerned Judicial Magistrate.

Akola

Date:- 09.06.2026

(P. B. Naikwad)

Additional Sessions Judge, Akola