

MHBU010006922024



Cri.A.No.15/2024
Anil Matre Vs. State

ORDER BELOW EXH.15

(Passed on this 24th day of September 2024)

1] Instant application has been filed for giving deposited amount of Rs.70,000/- to the complainant/respondent and its Cr.C.D.No.is 21/2024. Learned Counsel of appellant has given “**no objection**” for giving such amount to the respondent/complainant on the condition that in case, appellant has won the appeal, then respondent shall re-deposit the same in the Court.

2] I have heard both the parties. In Cri.Appeal No.15/2024, appellant/accused has preferred appeal against the judgment passed by learned trial Court by convicting him in a case of offence punishable under Section 138 of the Negotiable Instrument Act. In appeal, while suspending sentence, my learned Predecessor had directed appellant/accused to deposit the amount of Rs.70,000/- in the Court by way of interim compensation. Consequently, it has been deposited in the Court. That amount is lying in the office of the Court. In such circumstances, complainant/respondent has demanded that amount. Complainant/respondent is ready, in case, accused/appellant has won the appeal, then he will re-deposit the above-mentioned amount in the Court. In the result, following order is passed.

ORDER

- 1] Application [Exh.15] is allowed.
- 2] Amount of Rs.70,000/- deposited in the Court in above-mentioned

appeal vide Cr.C.D.No.21/2024 on 5.6.2024 shall be given to the complainant/respondent No.1 Vijay Madhaorao Bholane on the condition that, in case, appeal has been decided in favour of accused/appellant, then he shall re-deposit above-mentioned amount of Rs.70,000/- with interest at the rate of 6% in the Court.

3] Parties to note it.

Buldana
Date:24.9.2024

(R.N.Mehare)
Addl.Sessions Judge,
Buldana