

**Criminal Appeal No. 44 of 2024**

**Trambak Dadasaheb Wagh .. Appellant/accused.**

**Vs.**

**Kiran Baburao Pawar .. Respondent / Complainant**

**ORDER BELOW EXH.11**

[1] I have perused the application, Say filed by the appellant-accused and the report of the concerned Assistant Superintendent of this Court.

[2] It appears that an amount of Rs.2,00,000/- has been deposited by the appellant-accused and the same is lying with the Court.

[3] As per Section 148 of the Negotiable Instruments Act, the appellate Court may release the said amount deposited by the appellant to the respondent – complainant at any time during the pendency of the appeal on certain terms and conditions. I, therefore, pass the following order. :-

**ORDER**

(1) An amount of Rs.2,00,000/- (Rs.Two Lakh only) be paid to Respondent – Complainant on the condition that if the appellant-accused is acquitted then respondent – complainant shall refund the said amount of Rs.2,00,000/- (Rs.Two Lakh only) to the appellant-accused within **60 days from the date of decision of the appeal** with interest at the rate of **7% per annum** from the date of actual receipt of the said amount of money by respondent – complainant.

Date :- 20.09.2024

**(S.B. Bahalkar)**  
Additional Sessions Judge,  
Malegaon.

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