

CRIMINAL APPEAL NO. 7/2025
ORDER BELOW EXH.5

Sunil Pandurang Sondkar

Appellant

Versus

Vijay Keshavrao Salunkhe etc.2

Respondent

1. This is criminal appeal against the judgment of conviction in SCC No.445 of 2022 passed by learned Judicial Magistrate, First Class, Khed dated 24/02/2025 whereby, the learned Trial Court has convicted the appellant/accused and sentenced u/s 138 of The Negotiable Instruments Act to suffer simple imprisonment for one month and also to pay fine of Rs.70,000/- , in default to suffer further simple imprisonment for two months. The judgment is impugned before this Court.

2. The appellant is permanent resident of Nigade Post Lavel Tal.Khed, Dist. Ratnagiri. He is only earning hand in the family. He will not jump over the bail and abide by the conditions imposed by the Court.

3. It will take time to decide the appeal on merit. The appellant is permanent resident of Nigade Post Lavel, Tal.Khed. The amount of cheque is Rs. 55,000/-. The appellant has to pay Rs.70,000/- fine as per order of learned trial Court. Compensation has to be paid to the complainant from the said fine amount. As the accused has paid 20% of the amount of fine according to me it is appropriate to suspend the sentence. In order to decide the appeal on merit, the sentence in the impugned Judgment is stayed u/s 430

of BNSS. In the result, I pass following order :-

ORDER

1. The sentence dated 24-02-2025 in SCC No. 445 of 2022 is stayed u/s 430 of BNSS till pendency of the appeal as the accused has paid 20% of fine amount.

Khed.

(P. S. Chandgude)

Date:- 20/03/2025

Additional Sessions Judge, Khed,
Dist. Ratnagiri

CERTIFICATE

I affirm that, contents of this P.D.F.file Judgment/order are same, word to word, as per the original Judgment /order.

Name of the English Stenographer	Mrs. V.S.Kulkarni
Name of the Court	Mr. P. S. Chandgude, Additional Sessions Judge, Khed, Dist. Ratnagiri.
Date of Pronouncement	20.03.2025
Judgment/order Signed On	20.03.2025
Judgment/order Uploaded On	20.03.2025