

**IN THE I ADDITIONAL (TADA) CITY CIVIL and
SESSIONS COURT AT CHENNAI**

**Present: Thiru. R. Shanmuga Sundaram, B.Com., L.L.B.,
I Additional Judge.**

This Wednesday, the 7th day of January, 2026
Crl.M.P.No.1/2026

in

C.A.No.4/2026

against

S.T.C.No.123/2024

(on the file of the Learned XXXVII Metropolitan Magistrate, FTC - IV
George Town, Chennai)

V. Deepika, aged about 33 years,

W/o.G.Venkatesan,

....Petitioner/Appellant/Accused

Vs.

K. Ramesh, aged about 48 years,

S/o. Kanagaraj

....Respondent/ Respondent/Complainant

This petition is coming on this day before this court for hearing in the presence of M/s. M. Murali, counsel appearing for the petitioner, upon hearing the arguments from petitioner side, this Court delivered the following:-

ORDER

1. The petitioner seeks suspension of sentence pending disposal of the appeal and to grant bail.

2. The Petitioner/Appellant herein is the accused in S.T.C.No.123/2024 on the file of the Learned XXXVII Metropolitan Magistrate, FTC-IV, George Town, Chennai. On 27.11.2025, judgment was pronounced in the above case and the petitioner was convicted u/s.138 of NI Act, sentenced to undergo simple imprisonment for Six months under Section 255(2) of Cr.P.C, and the petitioner is directed to pay the cheque amount of Rs.15,00,000/- as compensation to the complainant under Section 357(3) of Cr.P.C in default, the petitioner to undergo two months simple imprisonment.

3. Learned counsel for the petitioner would submit that the petitioner has fair chance of success in the appeal. Further, the counsel for the petitioner would submit that the accused has surrendered today before the Learned XXXVII Metropolitan Magistrate, FTC-IV, George Town, Chennai. Hence, prays to suspend the sentence and to grant bail.

4. This court has also perused the memorandum of appeal and the submission made by the petitioner's counsel. There are arguable points in the appeal.

5. As per Sec.148 of N.I. Act (Amendment Act), 2018, the Appellate Court may order the Appellant to deposit such sum which shall be a minimum of Twenty percent of the fine or Compensation awarded by the Trial Court. In the above provision, it is clearly stated that the amount shall be deposited within 60 days from the date of the order. As already stated supra, the petitioner / appellant/ accused was ordered to undergo Six months simple imprisonment and pending appeal if the Appellant is ordered to serve the sentence, it will cause serious prejudice and irreparable injury to the appellant if the appeal is allowed. Further, upon perusal of the records and on consideration of the submission made by the counsel for the petitioner, this court finds that there is no sufficient grounds raised by the petitioner to waive the deposit of entire 20% of the compensation.

6. Considering the above facts and the value of the compensation amount, this Court is inclined to suspend the sentence on condition to deposit 15% of the compensation amount.

7. Accordingly, the sentence of imprisonment imposed on the petitioner by the lower Court alone is hereby suspended till the disposal of the appeal and the petitioner is ordered to be enlarged on bail on her executing a bond for Rs.10,000/- with two sureties each for a likesum to the satisfaction of the Learned XXXVII Metropolitan Magistrate, FTC-IV, George Town, Chennai on within 15 days. Further, the petitioner shall deposit 15% of the compensation amount before the Learned XXXVII Metropolitan Magistrate, FTC-IV, George Town, Chennai at the credit of S.T.C.No. 123 of 2024 within sixty days from the date of this Order.

Dictated to Steno-typist, typed by her directly, corrected and pronounced by me in open court this the 7th day of January, 2026.

I Additional Sessions Judge

I Additional City Civil &
Sessions Court, Chennai
Draft/Fair Order
in
Crl.M.P.No.1/2026
in
Crl.A.No.4/2026
against
S.T.C.No.123/2024
Date: 07.01.2026