



HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No. 49 of 2026

Shivprasad Bhagat S/o Ramprasad Bhagat Aged About 32 Years R/o Village- Infront Of Kripa Paan, Bhandaar, Sanna Road Jashpur, Tahsil And District- Jashpur (C.G.)

... Applicant

versus

Abhishek Sharma S/o Ashok Kumar Sharma Aged About 37 Years R/o Nara Bajaardhandh, Jashpur Nagar, Tahsil And District- Jashpur (C.G.)

... Respondent(s)

Order Sheet

19/01/2026	Mr. Shrikant Kaushik, Advocate for the Applicant. Heard on admission. Admit. Issue notice to the respondent on payment of PF as per rules. Also heard on I.A. No.01/2026, application for suspension of sentence and grant of bail to the applicant. By the judgment dated 19.09.2023 passed by learned Chief Judicial Magistrate, Jashpur, District-Jashpur (C.G.) in
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	Criminal Complaint Case No.202/2019, the applicant was convicted for offence punishable under Section 138 of Negotiable Instrument Act and sentenced to undergo R.I. for 1 year and to pay compensation of Rs. 3,25,000/-. Being aggrieved by the said judgment, the applicant preferred an appeal, i.e. Criminal Appeal No.50/2023 which was partly allowed by the learned Additional Sessions Judge, Jashpur, District-Jashpur (C.G.) and only reduced the sentence of the Applicant from RI to 1 year to RI for 6 months vide impugned order dated 11.12.2025. Learned counsel for the applicant submits that there is no material on record on the basis of which the applicant's conviction can be sustained. He further submits that the applicant is in jail since 11.12.2025, therefore, it is prayed that I.A. No. 01/2026 may be allowed and the applicant may be released on bail and recovery of the compensation amount may be suspended till final disposal of this case. Heard counsel for the applicant and perused the record. Considering the facts and circumstances of the case, I am inclined to allow I.A. No. 01/2026. Accordingly, the application (I.A. No. 01/2026) is allowed. It is directed that the substantive jail sentence of the applicant shall remain suspended till final disposal of the instant revision and he shall be released on bail on his furnishing a personal bond for a sum of Rs. 25,000/- with one surety for the like sum to the satisfaction of the trial
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Shubham	Court for his appearance before the Registry of this Court on 18th March, 2026. He shall thereafter appear before the concerned trial Court on a date to be given by the Registry of this Court and thereafter shall continue to appear before the trial Court on all such subsequent dates as are given to him by the said Court till disposal of this case. It is also directed that subject to depositing 50% of the cheque amount by the applicant within a period of 60 days from today, the recovery of the remaining compensation shall remain stayed till final disposal of the revision. After due verification, the complainant would be at liberty to withdraw the amount deposited by the applicant with a condition to return the said amount whenever the Court directs. Call for records of the trial Court. List this matter in the month of April, 2026. Sd/- (Sanjay Kumar Jaiswal) Judge
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