



NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No. 132 of 2026

Lokeshwari Kanaije W/o Santram Kanaije Aged About 45 Years R/o Near Satbina Temple, Beside Sahtruhan Grocery Shop Lane, Dr. Rajendra Nagar, Raipur, District - Raipur Chhattisgarh
... Applicant(s)

versus

Sanjay Majumdar S/o Shri Shankar Aged About 41 Years R/o Rajendra Nagar, Near Dr. P.K. Rao Clinic, Ravigram, P.S. New Rajendra Nagar, Raipur, District - Raipur Chhattisgarh
...Respondent(s)

(Cause-title taken from the CIS)

23.01.2026	Shri Achyut Tiwari, counsel for the applicant. Revision is admitted for hearing. Call for the record of the trial Court, as well as the appellate Court. Issue notice to the respondent on payment of PF as per rules. Also heard on IA-1 of 2026, application for suspension of sentence and grant of bail to the applicant. This Criminal Revision is filed being aggrieved by the order dated 02.01.2026 passed by the learned 6th Additional Session Judge, Raipur,

District- Raipur (CG), in Criminal Appeal- 03 of 2025, whereby the sentence of simple imprisonment of six months and fine of Rs.6,00,000/- with default stipulation awarded by the learned Judicial Magistrate First Class, District- Raipur in Criminal case No.5048 of 2021 has been upheld.

Learned counsel for the applicant would submit that there is no legally recoverable debt against the applicant; only on presumption, learned trial court has convicted and sentenced the applicant. Maximum sentence awarded to the applicant is of six months, and there is no minimum sentence provided under Section 138 of the NI Act. During trial, as well as during the appeal, applicant was on bail, and not mis-used the liberty granted to him. Presently applicant is in jail since 02.01.2026. Revision is of the year 2026, and final adjudication of the case will take its own time. Hence the application for grant of bail may be allowed.

Considering the submission of learned counsel for the applicant, also considering the nature of allegation, as also the fact that there is no minimum sentence for the offence under Section 138 of the NI Act, the revision is of the year 2026, and final adjudication of the case will take its own time, this court is inclined to allow the application for suspension of sentence and grant of bail to the applicant.

Accordingly, IA-1 of 2026, application for suspension of sentence and grant of bail to the applicant is allowed and it is directed that execution of further substantive jail sentence of the applicant- **Lokeshwari Kanaije,**

w/o Santram Kanaije shall remain suspended and she shall be released on bail on her executing personal bond in sum of Rs.25,000/- with one surety in the like sum to the satisfaction of trial Court for her appearance before the Registry of this Court on **9th March, 2026**. Thereafter, she shall appear before the trial Court on a date to be given by the Registry, and shall continue to appear before the trial Court on all such subsequent dates as are given to her by the said Court, till disposal of this Revision petition.

It is further directed that the applicant shall deposit the entire amount of cheque i.e Rs.6,00,000/- within two months from today before the learned trial Court, failing which the trial Court shall initiate recovery proceeding of the compensation in accordance with law, without any further delay.

List this case in the week commencing 16th March, 2026.

Sd/-

(Ravindra Kumar Agrawal)
JUDGE