



HIGH COURT OF CHHATTISGARH AT BILASPUR

Criminal Revision No.397 of 2026

1 - Shri Krishna Traders Through Pro. Mahendra Tiwari, S/o Shri Ramgopal Tiwari, R/o Kavar Para, Kamrid, Champa, District- Janjgir - Champa (C.G.)

2 - Mahendra Tiwari S/o Shri Ramgopal Tiwari Aged About 47 Years R/o Kavar Para, Kamrid Champa District- Janjgir - Champa (C.G.)

... Applicants

versus

1 - Sudeep Bhattacharya S/o Shri B.N. Bhattacharya R/o Raman Mandir Ward, Fafadih, Raipur, District- Raipur (C.G.)

2 - State Of Chhattisgarh District Magistrate, District Raipur (C.G.)

... Non-Applicants

Order Sheet

20/03/2026	Shri Rajesh Kumar Kesharwani, counsel for the Applicants. Heard on admission. Admit. Let notice be issued to the Non-Applicants on payment of PF as per rules. Ms. Swati Raj Gupta, PL appears and accepts

notice on behalf of the State/Non-Applicant No.2, therefore, no separate steps are required to be taken.

Also heard on IA No.01/2026, an application for suspension of sentence of compensation amounting to Rs.9,00,000/- payable to Non-Applicant No.1.

The accused/Applicants were convicted for the offence punishable under Section 138 of the Negotiable Instruments Act vide judgment of conviction and order of sentence dated 10.10.2025 passed by the learned Chief Judicial Magistrate, First Class, Raipur (C.G.) in Complaint Case No.6344/2019.

Being aggrieved by the said judgment, the Applicants preferred an Appeal, i.e., Criminal Appeal No. 515/2025 before the learned 4th Additional Sessions Judge, Raipur, District Raipur (C.G.). Vide judgment dated 30.01.2026, the Appeal was dismissed and the judgment of conviction and order of sentence passed by the trial Court was partially affirmed and the Applicants have been directed to pay compensation of Rs. 9,00,000/- and in default of payment of the same, to undergo 6 months' RI.

Taking into consideration the facts and circumstances of the case, I am inclined to suspend the recovery of the compensation.

Accordingly, the application (I.A. No. 01/2026) is **allowed**.

It is directed that on Applicants' furnishing a personal bond for a sum of Rs. 25,000/- each with one surety for the like sum to the satisfaction of the trial Court and subject to depositing 50% of the cheque amount by them within a period of 60 days from today, the recovery of the remaining amount shall remain stayed till final disposal of the Revision.

The Applicants shall appear before the Registry of this Court on 14th May, 2026. They shall thereafter appear before the concerned trial Court on a date to be given by the Registry of this Court and shall continue to appear before the trial Court on all such subsequent dates as are given to them by the said Court till disposal of this case.

After due verification, the complainant would be at liberty to withdraw the amount deposited by the Applicants with a condition to return the said amount whenever the Court directs.

List thereafter for final hearing.

Sd/-

(Sanjay Kumar Jaiswal)
Judge