



HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No. 389 of 2026

Suresh Sharma S/o Late Sambhu Sharma Aged About 48 Years R/o Quarter No. 21/a, Street No. 05, Sector 4, Bhilai, Tehsil And Distt. Durg, Chhattisgarh. (Address Of Applicant Wrongly Mentioned In Order Impugned)

... Applicant

versus

Ramesh Agrawal S/o Santosh Agrawal Aged About 53 Years R/o New Khursipaar Market, Near Suri Kirana Stores, Ps Khursipaar, Bhilai, Tehsil And Distt. Durg, Chhattisgarh (Address Of Respondent Wrongly Mentioned In Order Impugned)

... Respondent

Order Sheet

(Cause-title is taken from CIS)

19/03/2026	Mr. Anmol Sharma, Advocate for the Applicant. 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. By order dated 18.06.2025 passed by learned Judicial Magistrate First Class, Durg, District-Durg (C.G.) in
-------------------	--

Complaint Case No.2520/2017, the applicant has been convicted for offence punishable under Section 138 of Negotiable Instrument Act and sentenced to undergo RI for 6 months and to deposit compensation of Rs.4,36,000/-

Being aggrieved by the said judgment, The applicant appealed this decision (Criminal Appeal No. 259/2025) before learned 6th Additional Sessions Judge, District Durg (C.G.). The learned Judge partly allowed the appeal on 24.02.2026, reducing the sentence to "no imprisonment" but upheld the rest of the order.

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 amount of Rs.87,200/- has already been deposited by the Applicant. Hence, it is prayed that the 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 on applicant's furnishing a personal bond for a sum of Rs. 25,000/- with one surety for the like sum to the satisfaction of the trial Court and 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

Shubham	disposal of the revision. The amount earlier deposited by the applicant shall be adjusted in the 50% as ordered today by this Court. The appellant shall appear before the Registry of this Court on 15th June, 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. 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 it thereafter. Sd/- (Sanjay Kumar Jaiswal) Judge
---------	--