



HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No. 442 of 2026

1 - Bhikham Lal Sahu S/o Shri Khomlal Sahu Aged About 44 Years R/o Village- Karmari, Thana/tahsil- Dongargaon, Distt.- Rajnandgaon (C.G.)

... Applicant

versus

1 - Lalit Sahu (Dead) S/o Sukhram Sahu, Through Lrs. -

1.A - Anjali Sahu W/o Late Lalit Sahu R/o Village - Bhathagaon, Post- Bhedikala, Tahsil And Distt.- Rajnandgaon (C.G.)

1.B - Maneesh Sahu S/o Late Lalit Sahu R/o Village - Bhathagaon, Post- Bhedikala, Tahsil And Distt.- Rajnandgaon (C.G.)

1.C - Shashibala D/o Late Lalit Sahu R/o Village - Bhathagaon, Post- Bhedikala, Tahsil And Distt.- Rajnandgaon (C.G.)

1.D - Anubhav Sahu S/o Late Lalit Sahu R/o Village - Bhathagaon, Post- Bhedikala, Tahsil And Distt.- Rajnandgaon (C.G.)

1.E - Jyoti Sahu D/o Late Lalit Sahu R/o Village - Bhathagaon, Post- Bhedikala, Tahsil And Distt.- Rajnandgaon (C.G.)

... Respondents

Order Sheet

30/03/2026	Mr. Samir Singh, Advocate for the applicant. Heard. Admit. Issue notice to the respondents on payment of PF as per rules. Also heard on I.A. No.01/2026, application u/s 438 of BNSS for suspension of fine amount.
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The accused/applicant has been convicted and sentenced for the offence punishable under Section 138 of NI Act by the JMFC, Rajnandgaon (C.G.).

This petition has been filed being aggrieved by the impugned order dated 18.02.2026 passed by learned First Additional Sessions Judge, Rajnandgaon (C.G.) in Criminal Appeal No. 112/2023, whereby the applicant's appeal has been partly allowed and jail sentence of the applicant has been set aside, however, ordered to pay a compensation of Rs. 3,20,000/-, with default stipulation of S.I. for 2 months.

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. The applicant/accused has been sentenced only with a fine of Rs. 3,20,000/-, and he is ready to abide by all the terms and conditions which may be imposed upon him while staying the execution of impugned order. The conclusion of this petition is likely to take considerable time, therefore, the execution of the impugned order may be stayed till final disposal of the case.

Heard counsel for the applicant and perused the record.

Considering the facts and circumstances of the case, I am inclined to suspend the recovery of the compensation.

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 disposal of this petition.

The amount which has already been deposited by the applicant shall be adjusted when depositing 50% of the cheque amount.

The applicant shall appear before the Registry of this Court on **30th 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.

Accordingly, the application (I.A. No. 01/2026) is **allowed** to the extent indicated herein-above.

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