



HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No. 836 of 2025

1 - Chitralkha Singh D/o Gajendra Singh @ Munna Aged About 40 Years R/o Ward No. 10, Beside Subhash Vidhya Mandir, Shankar Nagar, Tehsil And District- Durg, Chhattisgarh (Wrongly Mentioned As Chitrarekha In First Page).

... Applicant

versus

1 - Naveen Kumar Makde @ (Lalu) S/o Sudhakar Rao Makde Aged About 30 Years R/o Opposite Jitu Cycle Store, Shankar Nagar Durg, Tehsil And District- Durg, Chhattisgarh.

... Respondent

10/07/2025	Mr. Shikhar Bakhtiyar, Advocate for the Applicant. Heard on admission. Admit. Call for records of the trial Court. Also heard on I.A. No.01/2025, application for suspension of sentence and grant of bail. By judgment dated 31.10.2023 passed by Judicial Magistrate First Class, Durg, District-Durg (C.G.) in Criminal Case No. 555/2022, the applicant
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has been convicted for offence punishable under Section 138 of Negotiable Instrument Act and sentenced to undergo R.I. for 10 months and to pay a compensation of Rs. 32,000/- under Section 357 (3) of Cr.P.C. and in default thereof, she shall liable to undergo 3 months rigorous imprisonment.

Being aggrieved by the said judgment, the applicant preferred an appeal, i.e. Criminal Appeal No.06/2024, wherein by the impugned order dated 06.05.2025, passed by learned 4th Additional Sessions Judge, Durg, District – Durg (C.G.) dismissed the appeal affirming the the impugned order passed by learned JMFC, Durg.

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 is a lady, and she has already paid the compensation amount of Rs. 32,000/- on 04.07.2025 (Annexure-A-4). The applicant is in jail since 04.07.2025; therefore, the jail sentence of the applicant may be suspended till final disposal of the case, and he may be released on bail.

Considering the facts and circumstances of the case, and also the fact that the applicant is a lady who has been sentenced to undergo R.I. for 10 months with a compensation of Rs. 32,000/-, the compensation has already been deposited by her as per receipt dated 04.07.2025 (Annexure-A-4) and

the applicant is in jail since 04.07.2025, and the revision is likely to take considerable time for its conclusion, at this stage, I am inclined to allow the application.

Accordingly, I.A. No.1/2025 is allowed. It is directed that the substantive jail sentence imposed upon the applicant shall remain suspended during the pendency of the revision, and she shall be released on bail on her furnishing a personal bond of Rs.25,000/- with one local surety in the like sum to the satisfaction of the concerned trial Court, for her appearance before the Registry of this Court on **10th September 2025**. Thereafter, she shall appear before the concerned trial Court on the date given by the Registry of this Court and continue to appear there till final disposal of this revision.

List this case in the week commencing **21st July, 2025**.

Sd/-
(Sanjay Kumar Jaiswal)
Judge