



HIGH COURT OF CHHATTISGARH AT BILASPUR

ACQA No. 254 of 2022

SAJAN KUMAR AGRAWAL **versus** Smt. Sunita Patel

CRMP/2737/2025

Order Sheet

10/10/2025	<u>In ACQA No. 254/2022</u> Mr. J.N. Nande, Advocate with Mo. Naqeeb, Advocate for the Appellant/s. Heard on I.A. No. 01/2025, an application for amendment in acquittal appeal. Learned counsel for the appellant submits that he does not want to press for I.A. No. 01/2025. In view of above, the I.A. No. 01/2025 is dismissed as not press. Also heard on I.A. No. 02/2025, an application for amendment in acquittal appeal. The Trial Court, in a complaint case related to dishonor of a cheque under Section 138 of the Negotiable Instruments Act, convicted accused Smt. Sunita Patel and sentenced her for 6 months

of imprisonment and a fine of Rs. 10,000 for the dishonor cheque amounting to Rs. 7 lakhs. Thereafter, the both parties filed appeals before the Sessions Court - the Appellant/complainant sought enhancement of compensation, which was dismissed, while the accused's appeal was allowed, setting aside the conviction and sentence, and she was acquitted. Being aggrieved by the Sessions Court's order, this appeal has been filed by the Appellant/complainant with the prayer to set aside the acquittal order, to convict the accused and award appropriate sentence. Additionally, it is prayed in the amendment application that the accused may be directed to pay twice the amount of the dishonored cheque.

Upon due consideration and for the reasons stated in the application, the I.A. No. 02/2025 is **allowed.**

Learned counsel for the appellant is permitted to incorporate the necessary amendment within a week.

Record of the trial Court has been received.

Let fresh notice be issued to the respondent by ordinary as well as speed post on payment of process fee within a week.

List this matter in the week commencing 01st December, 2025.

In CRMP No. 2737/2025

Sourabh P.	Mr. J.N. Nande, Advocate with Mo. Naqeeb, Advocate for the Appellant/s. Since an acquittal appeal of a similar nature has already been registered, this petition be kept along with the said acquittal appeal i.e., ACQA No. 254/2022. Sd/- (Sanjay Kumar Jaiswal) Judge
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