



HIGH COURT OF CHHATTISGARH, BILASPUR

2026:CGHC:18448

CRR No. 1147 of 2023

- Guha Manikpuri S/o Late Birbal Das Aged About 43 Years R/o House No. S.F. 789, C.S.E.B Colony Korba East, Tehsil And District Korba (C.G.)

---- Applicant

Versus

- Meenu Pandey D/o Devi Prasad Pandey Aged About 36 Years R/o Adarsh Nagar Podi Bahar, Police Chowki Rampur, Korba, Tehsil And District Korba (C.G.)

---- Respondent

01/11/2023	Shri Anshul Tiwari, Advocate for the applicant. Heard on admission. Admit. On payment of process fee as per rules, issue notice to the respondent. Also heard on I.A. No.1/2023, application for grant of stay. By judgment dated 25-08-2021, passed by the Judicial Magistrate First Class, Korba (C.G.) in Criminal Case No.3187/2018, the applicant stands convicted under Section 138 of the N.I. Act, and sentenced to undergo 3 months of S.I. and to pay fine of Rs.2,50,000/-. Being aggrieved by the said judgment, the applicant preferred appeal i.e. Criminal Appeal Case No.57/2021 and vide impugned judgment dated 21.09.2023, the 1st Additional Sessions Judge, Korba (C.G.) set aside the sentence of 3 months S.I. to till the rising of the Court and also directed to pay the doubled amount of Rs. 2,50,000/- as a compensation which is Rs. 5,00,000/- within a period of one month i.e. 25.10.2023 with default stipulation. On due consideration and considering the reasons mentioned in the application, it is allowed and it is directed on applicant's furnishing personal bond in a sum of Rs.25,000/- with one surety for the like sum to the satisfaction of the concerned Court below, the execution of sentence imposed upon the applicant shall remain suspended and he shall be released on bail. It is further directed that on applicant depositing 50% of the cheque amount within a period of 60 days, recovery of the remaining fine amount shall remain stayed,



till the final disposal of the instant revision, if any amount has already been paid in this regard, the same shall be adjusted.

After due verification, the complainant would be at liberty to withdraw the 50% deposited amount by the applicant with a condition to return the said amount whenever the Court would direct.

The applicant shall appear before the trial Court on 14-12-2023 and shall continue to appear there on all such subsequent dates as are given to him, in the interval of not less than six months, by the said Court till the disposal of this revision.

However, if any of the conditions enumerated herein above will be flouted by the applicant, this order shall stand canceled without any further reference to the Bench.

Call for the record.

SD/-

(Sanjay Kumar Jaiswal)

Judge