

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 6635 of 2026**

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BHUPENDRABHAI LALJIBHAI PUNANI
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR ROHAN G VAGHELA(12034) for the Applicant(s) No. 1
MR MANAN MEHTA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE M. R. MENGDEY**Date : 07/05/2026****ORDER**

1. Learned advocate appearing for the petitioner submits that the petitioner was convicted for an offence punishable under Section 138 of Negotiable Instruments Act, against which the applicant has preferred an appeal before the learned Sessions Court, being Criminal Appeal No. 260 of 2025. Along with the appeal, the applicant submitted an application for suspension of sentence.

2. However, since there was a delay of 310 days in filing the appeal, an application being Criminal Misc. Application No. 260 of 2025 was preferred by the applicant for condonation of delay. The learned Sessions Court, while allowing the application for condonation of delay vide order dated 04.10.2025, imposed a condition for the petitioner to deposit the entire cheque amount before the learned Appellate Court.

3. Having regard to these aspects, issue Notice returnable on 31.08.2026. Learned APP waives service of notice on behalf of

the respondent - State.

4. By way of ad-interim relief in terms of Para-9(c), the condition imposed by the learned Sessions Court for deposit of the amount shall remain stayed till the next date of hearing.

SAKSHI MAURYA

(M. R. MENGDEY,J)