

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL REVISION APPLICATION (AGAINST CONVICTION -
NEGOTIABLE INSTRUMENT ACT) NO. 1486 of 2026****With****CRIMINAL MISC.APPLICATION (FOR SUSPENSION OF SENTENCE) NO.
1 of 2026****In R/CRIMINAL REVISION APPLICATION NO. 1486 of 2026**

=====

ANILBHAI HEMUBHAI VAGHELA

Versus

STATE OF GUJARAT & ANR.

=====

Appearance:

ANAND S TAILOR(9021) for the Applicant(s) No. 1

MR NIRAJ SHARMA APP for the Respondent(s) No. 1

=====

CORAM:HONOURABLE MS. JUSTICE GITA GOPI**Date : 08/05/2026****ORDER****Order in Criminal Revision Application**

1. By way of this application, the applicant - revisionist challenges the judgment of conviction and sentence dated 05.07.2024 passed by the learned Additional Chief Judicial Magistrate, Dholka, Ahmedabad (Rural) in Criminal Case No.2760 of 2021 under Section 138 of the Negotiable Instruments Act, 1881. The above sentence was challenged by way of an appeal and the same was confirmed on 30.09.2025 by the Additional District Judge, Dholka, Ahmedabad (Rural) in Criminal Appeal No.14 of 2024.

2. Learned advocate for the applicant states that the revision has been raised against the concurrent finding of

conviction and sentence. Learned advocate for the applicant stated that in compliance of the order dated 07.05.2026, the rest of the amount has been deposited before the appellate Court. The receipt of the same is produced on record.

3. Learned Additional Public Prosecutor prayed that no discretion may be exercised in favour of the applicant.

4. Taking into consideration the facts and circumstances of the case and when 20% of the cheque amount has been deposited, and when the revision application will take its own time to conclude, the order of sentence requires consideration. Hence, **Rule.**

Order in Criminal Misc. Application

1. In view of the above, the sentence imposed upon the applicant - revisionist vide judgment of conviction and sentence dated 05.07.2024 passed by the learned Additional Chief Judicial Magistrate, Dholka, Ahmedabad (Rural) in Criminal Case No.2760 of 2021, which was upheld and confirmed on 30.09.2025 by the Additional District Judge, Dholka, Ahmedabad (Rural) in Criminal Appeal No.14 of 2024, shall remain suspended pending hearing and final disposal of the present Revision Application and the applicant-revisionist herein is ordered to be released, if not required in any other case, on bail on executing a personal bond of Rs.10,000/- (Rupees Ten Thousand Only) with one surety of the like amount to the satisfaction of the trial Court and subject to the conditions that the applicant-revisionist shall;

- [a] pursue this Revision Application;
- [b] not take undue advantage of liberty or misuse liberty;
- [c] not leave India without prior permission of this Court;

2. The present Criminal Misc. Application stands disposed of. Direct service **today** is permitted. **Registry to communicate this order to the concerned Court/authority by Fax or Email forthwith.**

(GITA GOPI,J)

Pankaj/2 (Suppl.-I))