

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL REVISION APPLICATION (AGAINST CONVICTION -
NEGOTIABLE INSTRUMENT ACT) NO. 1538 of 2026**

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MADHVI AGRI-CARE PVT. LTD. & ORS.
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR DHRUV M PAREKH(12293) for the Applicant(s) No. 1
MR MA PAREKH(1088) for the Applicant(s) No. 1,2,3,5
NOTICE NOT RECD BACK for the Respondent(s) No. 2
MR. ROHAN H. RAVAL, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR.JUSTICE P. M. RAVAL**Date : 05/06/2026****ORAL ORDER**

1. Heard learned advocate Mr. M.A. Parekh for the applicant. The remarks on the board reflects that the rule has not been received back for respondent No. 2. Be that as it may.

2. Learned advocate for the applicant submits that the present revisionist was convicted by the learned Trial Court for offences punishable under Section 138 of the NI Act. Being aggrieved the applicant challenged the judgment by way of an appeal before the learned Sessions Court and having rejected the appeal and thereby confirming the judgment of conviction by the learned Trial Court. Consequently, the applicant has preferred the present revision application.

3. At the outset, learned advocate for the applicant further submits that out of the Rs. 13,00,000/- of the cheque amount 20% is already deposited before the first Appellate Court, and the applicant is ready and willing to deposit the further 30% of the cheque amount, and as thus prayed for suspension of

sentence pending the Revision Application.

4. Considering the arguments advanced by the learned advocate for the applicant, perusing the judgments passed by the learned Trial Court as well the as the judgment passed by the First Appellate Court, and considering the facts that this is a case of short sentence and the final hearing of the revision may not be taken up in the near future, coupled with the fact that the applicant has also made out a good case out on merits, the present application requires consideration.

5. Issue **Rule**, returnable to respondent on 06.07.2026. Learned APP waives service of notice of rule on behalf of the respondent-State. Interim relief in terms of Para-12(e) is granted until the final disposal of the Revision Application. The sentence passed by 6th Additional Chief Judicial Magistrate, Rajkot in Criminal Case No. 368 of 2016 dated 21.02.2025, imposing one year of simple imprisonment under Section 138 of the NI Act, and the cheque amount as compensation as confirmed by the 4th Additional Sessions Judge, Rajkot, in Criminal No. 332 of 2025 vide judgment and order dated 07.05.2026, is hereby suspended until the final disposal of this Revision Application.

6. The present applicant to furnish personal bond of Rs. 10,000/- and surety of the lack amount before the learned Trial Court on the following conditions;

- (a) Not to misuse the liberty given by this Court.
- (b) Furnishing address with documentary proof before the learned trial Court.
- (c) Not to leave India without prior permission of this Court.
- (d) The present applicant has to deposit 30% of the cheque amount before the learned trial Court within four weeks from the date of passing this order.

7. Direct service today.

ADITYA SINGH

(P. M. RAVAL, J)