

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

**R/CRIMINAL REVISION APPLICATION (AGAINST CONVICTION -
NEGOTIABLE INSTRUMENT ACT) NO. 1852 of 2026**

With

**CRIMINAL MISC.APPLICATION (FOR REGULAR BAIL) NO. 1 of 2026
In R/CRIMINAL REVISION APPLICATION NO. 1852 of 2026**

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LALJIBHAI RAVJIBAI RANGPARA

Versus

STATE OF GUJARAT & ANR.

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Appearance:

**MR HEMANT RAVAL, ADVOCATE for MS KD PARMAR(589) for the
Applicant(s) No. 1**

MS CM SHAH, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MS. JUSTICE S.V. PINTO

Date : 03/07/2026

ORAL ORDER

ORDER IN CRIMINAL REVISION APPLICATION :

Heard learned advocate Mr. Hemant Raval for
learned advocate Ms. K.D.Parmar for the applicant and learned
APP Ms.C.M.Shah for the respondent no. 1 – State.

Notice returnable on 27.10.2026. Learned APP
waives service of notice for the respondent no.1 – State.

ORDER IN CRIMINAL MISC. APPLICATION :

1. Heard learned advocate Mr. Hemant Raval for
learned advocate Ms. K.D.Parmar for the applicant and learned

APP Ms.C.M.Shah for the respondent no. 1 – State.

2. Notice returnable on **27.10.2026**. Learned APP waives service of notice for the respondent-State.

3. By way of the present application, the applicant – accused has prayed to suspend the execution of sentence in the judgment and order dated 10.07.2025 passed by the learned Judicial Magistrate, First Class, Babra in Criminal Case No.338 of 2024, whereby, the present applicant is convicted for the offence under Section 138 of the Negotiable Instruments Act, 1881 and sentenced to undergo simple imprisonment for a period of one year and also ordered the applicant to pay compensation equivalent to twice the cheque amount, i.e. Rs.11,84,286/-. The said judgment and order has been challenged by the applicant is before the Appellate Court by way of filing Criminal Appeal No.135 of 2025 and the learned Sessions Judge, Amreli, vide judgment and order dated 30.05.2026, has dismissed the appeal and upheld the sentence recorded by the learned trial Court.

4. Heard learned advocate Mr. Hemant Raval for the applicant and learned APP Ms.C.M.Shah for the respondent State.

5. Learned advocate Mr.Hemant Raval for the applicant submits that the applicant was convicted by the learned Judicial Magistrate, First Class, Babra by a judgment and order dated 10.07.2025. Thereafter, the applicant had filed Criminal Appeal

No.135 of 2025 before the Sessions Court, Amreli. At the time of filing appeal before the Sessions Court, Amreli, the applicant had deposited 20% of the amount of cheque before the Sessions Court, Amreli. Learned advocate submits that the judgment and order passed by the learned Judicial Magistrate, First Class, Babra came to be confirmed, and thereafter, he came to arrested and sent into custody and is in jail since 06.06.2026. Learned advocate further submits that the applicant is undergoing the sentence and is ready and willing to to deposit further 20% of the amount of cheque before the learned Trial Court before his release. The applicant has a good case on merits and hence, the present application may be allowed.

6. Learned APP Ms.C.M.Shah for the respondent State has objected to grant of the present application; however, submits that appropriate order may be passed.

7. Considering the fact that the conviction is a fixed sentence and there is no likelihood of the revision application being heard in the near future and considered the fact that the applicant has deposited 20% of the amount of cheque with the learned trial Court and is ready and willing to deposit further 20% amount of cheque before his release and as the offence is bailable and compoundable under Section 147 of the Negotiable Instruments Act, 1881, pending the hearing and final disposal of the present criminal revision application, execution of sentence passed in the impugned judgment and order dated 10.07.2025 passed by the learned Judicial Magistrate, First

Class, Babra in Criminal Case No.338 of 2024 as well as the execution of sentence passed in the judgment dated 30.05.2026 passed by the learned Sessions Judge, Amreli in Criminal Appeal No.135 of 2025 shall stand suspended and the applicant shall be released on bail by executing a fresh bond of Rs.10,000/- (Rupees Ten Thousand Only) with one surety of the like amount to the satisfaction of the Trial Court, on the conditions

- (i) shall deposit 20% of the amount of cheque before his release;
- (ii) shall not take undue advantage of liberty or misuse liberty;
- (iii) shall furnish the present address of his residence to the Court concerned at the time of execution of the bond;
- (iv) shall maintain law and order;
- (v) shall not indulge in any activity leading to breach of public peace and tranquility;
- (vi) the applicant shall be released if not required in any other case.

8. Rule made absolute to the aforesaid extent. Direct service is permitted.

F.S. KAZI

(S. V. PINTO,J)

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: KAZI FARUKHUSEN(HC01075), PRINCIPAL PRIVATE SECRETARY, at High Court of Gujarat on 04/07/2026 15:12:24