

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

**R/CRIMINAL REVISION APPLICATION (AGAINST
CONVICTION - NEGOTIABLE INSTRUMENT ACT) NO.
2628 of 2025**

With

R/CRIMINAL REVISION APPLICATION NO. 1 of 2026

With

R/CRIMINAL REVISION APPLICATION NO. 2 of 2026

With

R/CRIMINAL REVISION APPLICATION NO. 3 of 2026

With

R/CRIMINAL REVISION APPLICATION NO. 5 of 2026

With

R/CRIMINAL REVISION APPLICATION NO. 8 of 2026

With

R/CRIMINAL REVISION APPLICATION NO. 9 of 2026

With

R/CRIMINAL REVISION APPLICATION NO. 10 of 2026

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**BEAUTY RANI SAHA PROPRIETOR OF LOKENATH
TELECOM SERVICES**

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR. HARDIK B KORADIYA(9955) for the Applicant(s) No. 1

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

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CORAM:HONOURABLE MR.JUSTICE P. M. RAVAL

Date : 06/01/2026

ORAL ORDER

1. Heard, learned advocate for the applicant.
2. By way of present Criminal Revision Applications, the applicant has assailed the concurrent findings of the learned Courts below *i.e.* judgment and orders, as detailed below, whereby, the applicant is convicted for the offence under Section 138 of the Negotiable Instruments Act, 1881 (for short “NI Act”) and sentenced to imprisonment with a direction to pay compensation to the original complainant therein:

CR.RA No.	2628/2025	1/2026	2/2026	3/2026	5/2026	8/2026	9/2026	10/2026
Criminal Case No.	16633/2019	16631/2019	16643/2019	16634/2019	16637/2019	16638/2019	16636/2019	16642/2019
J & O Dated	02/07/2025	do	do	do	do	do	do	do
Passed by	Ld. 7 th Addl. Sr. CJ & ACJM, Ahmedabad (R)	do	do	do	do	do	do	do
Criminal Appeal No.	260/2025	258/2025	270/2025	261/2025	264/2025	265/2025	263/2025	269/2025
J & O Dated	19/11/2025	do	do	do	do	do	do	do
Passed by	12 th Addl. SJ, Ahmedabad (R)	do	do	do	do	do	do	do

3. These revision applications are filed mainly on the ground that both the Courts below have committed error in not appreciating the evidence as regards that the fact that there was no legally enforceable debt on the present applicant and applicant was having

an arguable case. Even, keeping aside the aforesaid submissions, learned advocate for the applicant, under the instructions from the applicant, has stated that applicant is ready and willing to deposit the entire cheque amount involved in these matters with the trial Court concerned, however, some time may be given, and accordingly, it is urged that pending present revision applications, sentence imposed upon the applicant may be suspended.

4. Considering the above, issue **Rule**, returnable on **17.03.2026**. Learned Additional Public Prosecutor waives service on behalf of respondent – State.

4.1 Subject to the applicant depositing **Rs.1 lakh per month starting from 21.01.2026** till the entire cheque amount as stated in the complaint is deposited, with the trial Court concerned, the sentence imposed upon the applicant herein *vide* judgment and orders impugned in this revision applications is suspended pending present revision applications on the conditions that applicant:

- a) shall execute a personal bond of **Rs.10,000/-** with one surety of the like amount **in each case**. Bail bonds before the trial Court concerned;
- b) shall not misuse the liberty granted by this Court;
- c) shall furnish the present address of his residence with documentary evidence to the Court concerned at the time of execution of the bond;

d) shall not leave India without prior permission of this Court;

e) shall proceed with the Criminal Revision Application as and when listed and shall not prolong the hearing of the same.

5. Needless to observe that in case of non-deposit of the aforesaid amount, the interim protection of suspending the sentence of imprisonment shall stand automatically withdrawn without reference to this Court.

6. **Direct Service** is permitted.

[P. M. Raval, J.]

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