

HIGH COURT FOR THE STATE OF TELANGANA : HYDERABAD

MAIN CASE No.: CrI.R.C.No.459 of 2024

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
1.	05.03.2024	<u>Dr.GRR,J</u> <u>I.A.No.1 of 2024</u> This application is filed by the petitioner-appellant-accused to suspend the sentence imposed in the judgment dated 13.02.2024 in CrI.A.No.938 of 2019 passed by the IV-Additional District and Sessions Judge, Ranga Reddy District at L.B. Nagar, confirming the judgment dated 18.11.2019 in C.C.No.67 of 2019 passed by the I-Special Magistrate, Hasthinapuram, Ranga Reddy District and to release the petitioner on bail. Heard learned counsel for the petitioner. The petitioner was found guilty by both the courts below for the offence under Section 138 of the Negotiable Instruments Act (for short 'NI Act') and was convicted and sentenced to undergo simple imprisonment for a period of six months and to pay a fine of Rs.6,30,000/-, in default of payment of fine, to suffer simple imprisonment for a period of three months. Learned counsel for the petitioner submitted that the petitioner was in judicial custody and he is ready to deposit 10% of the cheque amount in addition to the amount already deposited before the first appellate court and as hearing of the revision might take some more time, prayed to suspend the execution of the sentence imposed by the trial court.	

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		Keeping in view that the revision petitioner-accused is convicted for the offence under Section 138 of the NI Act, and as hearing of the revision may take some more time, this Court deems it appropriate to suspend the sentence of imprisonment imposed against the petitioner on his depositing 10% of the cheque amount in addition to the amount already deposited. Accordingly, the sentence of imprisonment imposed against the petitioner alone is suspended and the petitioner is directed to be released on bail on depositing additional 10% of the cheque amount and on furnishing a personal bond for Rs.15,000/- with two sureties for a like sum each to the satisfaction of the II Metropolitan Magistrate, Ranga Reddy District at L.B. Nagar. <u>Crl.R.C.No.459 of 2024</u> Admit. Issue notice to respondent No.2. Learned counsel for the revision petitioner is permitted to take out personal service of notice on respondent No.2 by R.P.A.D. and file proof of service of notice. Registry is directed to call for records from the trial court. Post the matter on 18.04.2024. <u>Dr.GRR,J</u> KTL	

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