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HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MONDAY, THE TWENTIETH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SMT JUSTICE K. SUJANA

I.A.No. 1 OF 2026

IN

CRLRC NO: 404 OF 2026

Between

Adinath Hiranman Jadhav S/o Hiranman Baburao Jadhav

...Petitioner

(Petitioner in CRLRC NO: 404 OF 2026
on the file of High Court)

AND

1. The State of Telangana, Rep by its Public Prosecutor High Court of Judicature at Hyderabad
2. M/s.Raghubir business Private Limited, Rep by its Managing Director Rahul Jain Authorization given to G. Suresh Chary S/o Balraj, Occ. Employee R/o.3-6-20/C, Shop No 12, 1st Floor, Tirumala Apartment, Skyline Road Street No 19, Himayat Nagar, Hyderabad-29, Telangana

...Respondents

(Respondents in-do-)

Counsel for the Petitioner

: SRI MALA LAXMAN

Counsel for the Respondent No.1

: ADDITIONAL PUBLIC PROSECUTOR

Petition under Section 438 & 442 of B.N.S.S. praying that in the circumstances stated in the grounds filed in support of the CRIMINAL REVISION CASE, the High Court may be pleased to suspend the sentence passed in Judgment in CC NI.1474 of 2021 Dt 23/12/2022 In the Court of the Xth Metropolitan Magistrate At Hyderabad confirmed by the Judgment in CRLA No.40 of 2023 DATED 12/01/2026. In the Court of the Special Judge For Trial Of Cases

Under Essential Commodities Act Cum IXth Addl Metropolitan Sessions Judge at Hyderabad, pending disposal of CRLRC No.404 of 2026, on the file of the High Court.

The Court made the following

ORDER

This application is filed by the by the petitioner-accused seeking to suspend the sentence of the imprisonment imposed against the petitioner in C.C.NI No.1474 of 2021 passed by the learned X Metropolitan Magistrate-cum-Judicial Magistrate of First Class, Manoranjan Complex, Hyderabad vide judgment, dated 23.12.2022 wherein the petitioner-accused was found guilty of the offence under Section 138 of the NI Act and accordingly he was sentenced to undergo simple imprisonment for a period of four months for the said offence and further the petitioner shall also pay compensation of Rs.3,85,000/- to the complainant within two months from today, failing which he shall undergo simple imprisonment for a further period of one month. Aggrieved by the said judgment, the petitioner preferred an appeal vide Criminal Appeal No.40 of 2023 and the learned Additional Sessions Judge for the Trial of Jubilee Hills Car Bomb Blast Case-cum-Additional Family Court-cum-XXIII Additional Chief Judge-cum-IX Additional Sessions Judge, Hyderabad, vide Judgment, dated 12.01.2026 party modified said judgment, dated 12.01.2026.

The contention of learned counsel for the petitioner is that though there is no evidence on record to prove that the cheque was issued for legally enforceable debt, both the Courts erroneously dismissed the application.

Considering the submissions made by learned counsel for the petitioner as well as learned Additional Public Prosecutor, the sentence of imprisonment imposed against the petitioner alone is hereby suspended, pending disposal of the appeal on condition of petitioner depositing 20% of the compensation amount awarded by the learned

trial Court, within a period of one month from the date of receipt of a copy of this order.

Sd/- K.AMMAJI
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Additional Sessions Judge for the Trial of Jubilee Hills Car Bomb Blast Case-cum-Additional Family Court-cum-XXIII Additional Chief Judge-cum-IX Additional Sessions Judge, Hyderabad
2. The X Metropolitan Magistrate-cum-Judicial Magistrate of First Class, Manoranjan Complex, Hyderabad
3. G. Suresh Chary S/o Balraj (Authorization given by Rahul Jain, Managing Director) M/S. Raghubir Business Private Limited, Occ. Employee R/o 3-6-20/C, Shop No 12, 1st Floor, Tirumala Apartment, Skyline Road Street No.19, Himayat Nagar, Hyderabad-29, Telangana[By SPAD]
4. One CC to SRI MALA LAXMAN Advocate [OPUC]
5. Two CCs to PUBLIC PROSECUTOR High Court for the State of Telangana, at Hyderabad [OUT]
6. One spare copy

HIGH COURT

SKS, J

DATED: 20-04-2026

ORDER

**I.A.No. 1 OF 2026
IN
CRLRC NO: 404 OF 2026**

DIRECTION

