

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

THURSDAY, THE THIRTIETH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CRIMINAL PETITION No: 6793 of 2026

Between:

A.R. Raja Shekar, S/o. Ramachander, Aged about 48 years, Occ. Nil,
R/o. No.18-488/2/A, Mallikarjuna Nagar, Malkajgiri, Medchal Malkajgiri
District.

...Petitioner/Accused

AND

1. The State of Telangana, Rep. by its Public Prosecutor, High Court, Hyderabad.
2. Sreeram Gnaneshwar Rao @ Gnaneshwar Rao, S/o. Late. Maisaiah @ Sailu, Aged about 55 years, Occ. Railway Employee, R/o. H.No.9-2-47/3/2, Sree Ram Nilayam, Hasmathpet, Manovikas Nagar, Secunderabad.

...Respondents/Complainant

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to quash the orders dated 16-04-2026 in the Crl.M.P.No.766 of 2026 in Crl.Appl.No.139 of 2026, on the file of Special Judge for Trial of Offences under S.Cs and STs (POA) Act-Cum-VI-Additional Sessions Judge, Secunderabad.

I.A. NO: 1 OF 2026

Petition under Section 528 of BNSS praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to grant stay of all further proceedings in the orders dated 16-04-2026 in the Crl.M.P.No.766 of 2026 in Crl.Appl.No.139 of 2026, on the file of Special Judge for Trial of offences under S.Cs and STs (POA) Act-Cum-VI-Additional Sessions Judge, Secunderabad, pending disposal of the above Criminal Petition.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Gudi Satyanarayana, Advocate for the Petitioner and Sri Jithender Rao Veeramalla, Additional Public Prosecutor on behalf of the Respondent No.1 and none appeared for the Respondent No.2.

The Court made the following: ORDER

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

THE HONOURABLE SRI JUSTICE J.SREENIVAS RAO

CRIMINAL PETITION No.6793 of 2026

Date: 30.04.2026

Between:

A.R.Raja Shekar

...Petitioner

AND

The State of Telangana, and another

...Respondents.

ORDER

This Criminal Petition is filed by the petitioner/appellant/ accused questioning the order dated 16.04.2026, passed by the learned Special Judge for Trial of Offences under SCs and STs (POA) Act-cum-VI Additional Sessions Judge, Secunderabad, in Crl.M.P.No.766 of 2026 in Crl.A.No.139 of 2026 in C.C.No.2360 of 2021, on the ground that the Sessions Judge imposed an onerous condition.

2. Heard Mr.G.Satyanarayaya Reddy, learned counsel for the petitioner and Mr.Jithender Rao Veeramalla, learned Additional Public Prosecutor for respondent No.1.
3. With the consent of both the learned counsel, the criminal petition is disposed of at the admission stage.

4. Notice in respect of respondent No.2 is dispensed with, on the ground that the petitioner has filed the present criminal petition only challenging the imposition of the condition to deposit 20% of the compensation amount, and no relief is sought against respondent No.2.
5. Learned counsel for the petitioner submitted that the learned trial Court convicted the petitioner for the offence under Section 138 of the Negotiable Instruments Act, 1881 (for short 'NI Act') and sentenced him to undergo simple imprisonment for a period of one year and to pay fine of Rs.40,00,000/-, in default of which, to undergo simple imprisonment for a period of six months. Aggrieved thereby, the petitioner preferred an appeal before the learned Sessions Judge, who, while suspending the sentence imposed by the trial Court, imposed a condition directing the petitioner to deposit 20% of the compensation amount as laid down under Section 148 of the NI Act, within 60 days from the date of the order.
6. Learned Additional Public Prosecutor submitted that, in similar circumstances, this Court by placing reliance upon the principle laid down by the Hon'ble Supreme Court in *Sanjabij Tari v. Kishore S. Borcar*¹, has reduced the compensation amount from 20% to 10%.
7. Taking into consideration the submissions made by the respective parties and the principle laid down by Hon'ble Supreme Court in *Sanjabij*

¹ 2025 SCC OnLine SC 2069

Tari (supra), the impugned order dated 16.04.2026, passed by the learned Special Judge for Trial of Offences under SCs and STs (POA) Act-cum-VI Additional Sessions Judge, Secunderabad, in Crl.M.P.No.766 of 2026 in Crl.A.No.139 of 2026 in C.C.No.2360 of 2021 is modified, directing the petitioner to deposit 10% of the compensation amount within a period of six (06) weeks from today. In default of depositing the said amount within the stipulated period, the learned Sessions Judge is entitled to proceed with the matter in accordance with law.

8. Accordingly, the criminal petition is disposed of.

Pending miscellaneous applications, if any, shall stand closed.

**SD/- P.C.SULEKHA DEVI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Special Judge for Trial of Offences under S.Cs and STs (POA) Act-Cum-VI-Additional Sessions Judge, Secunderabad.
2. One CC to Sri Gudi Satyanarayana, Advocate [OPUC]
3. Two CCs to Public Prosecutor, High Court for the State of Telangana at Hyderabad [OUT]
4. Two CD Copies

ABK /KA

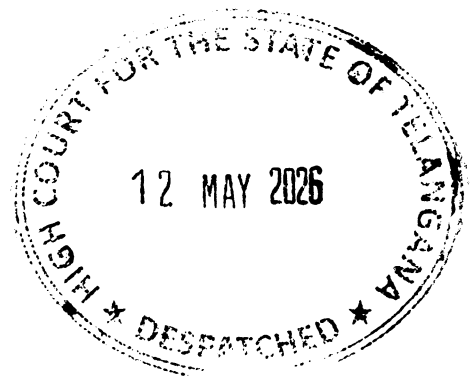


HIGH COURT

DATED: 30/04/2026

ORDER

CRLP.No.6793 of 2026



DISPOSING OF THE CRIMINAL PETITION

⑦ NT
21/5/26