

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

FRIDAY, THE TENTH DAY OF JULY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SMT JUSTICE K. SUJANA

I.A.No. 2 OF 2026

IN

CRLRC NO: 680 OF 2026

Between

1. Smt. G.Mamatha, W/o. late Sri Ashok Vardhan Reddy

...PETITIONER

(Petitioner in CRLRC NO: 680 OF 2026
on the file of High Court)

AND

1. The State of Telangana, represented by Public Prosecutor High Court, Hyderabad.
2. Sri P.Mahesh Kumar, S/o. Sri P.Devaiiah, Occ. Business, R/o. H.No.11-2-219 Kanteshwar, Nizamabad.

...RESPONDENTS

(Respondents in-do-)

Counsel for the Petitioner

: SRI SHYAM S AGRAWAL

Counsel for the Respondent No.1

: PUBLIC PROSECUTOR

Petition under Section 438 (1) of B.N.S.S. praying that in the circumstances stated in the grounds filed in support of the REVISION PETITION, the High Court may be pleased to pass order suspending the operation of the judgment and sentence of conviction dated 17-02-2026 passed in C.C.No.1844/2019 on the file of the I Special Judicial Magistrate of First Class (Mobile) Under PCR Act - cum - III Additional Junior Civil Judge, Nizamabad as confirmed by the judgment and sentence dated 02-07-2026 passed in CrI.A.No.24/2026 on the file of the Special

Sessions Judge for Fast Tracking the Cases of Atrocities against Women - cum - IV Additional District and Sessions Judge, Nizamabad, against the petitioner/accused and enlarge the petitioner on bail, pending disposal of CRLRC No.680 of 2026, on the file of the High Court.

The Court made the following

ORDER

This application is filed seeking to suspend the execution of sentence imposed in judgment dated 17.02.2026 passed in CC.No.1844 of 2019 on the file of the learned Special Judicial Magistrate of First Class (Mobile) under PCR Act-cum-III Additional Junior Civil Judge, Nizamabad, which was confirmed by the judgment dated 02.07.2026 passed in Crl.A.No.24 of 2026 by the learned Special Sessions Judge for Fast Tracking the Cases of Atrocities against Women-cum-IV Additional District Judge, Nizamabad.

Heard learned counsel for the petitioner.

Learned counsel for the petitioner submitted that the petitioner was found guilty for the offence punishable under Section 138 of NI Act and was sentenced to undergo simple imprisonment for a period of two months and to pay a sum of Rs.7,00,000/- towards compensation. He further submitted that though there is no cogent evidence on record to prove the guilt of the petitioner, the trial Court and the appellate Court erroneously convicted the petitioner. He further submitted that the petitioner is having good grounds to succeed in the revision petition. Therefore, he prayed the Court to allow the petition.

Considering the submission made by the learned counsel for the petitioner, there shall be interim suspension of the sentence alone imposed by the trial Court in CC.No.1844 of 2019 till the disposal of the Revision, subject to the condition that the petitioner shall deposit 10% of the compensation amount within a period of one (01) month from the date of receipt of a copy of this order. Upon such deposit, respondent No.2 is

permitted to withdraw the same, subject to the condition that the amount shall be redeposited in the event the petitioner succeeds in the Revision.

//TRUE COPY//

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

SECTION OFFICER

To,

1. The Special Sessions Judge for Fast Tracking the Cases of Atrocities against Women - cum - IV Additional District and Sessions Judge, Nizamabad
2. The I Special Judicial Magistrate of First Class (Mobile) Under PCR Act - cum - III Additional Junior Civil Judge, Nizamabad
3. Sri P.Mahesh Kumar, S/o. Sri P.Devaiah, Occ. Business, R/o. H.No.11-2-219 Kanteshwar, Nizamabad.[By SPAD]
4. One CC to SRI SHYAM S AGRAWAL 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: 10-07-2026

ORDER

**I.A.No. 2 OF 2026
IN
CRLRC NO: 680 OF 2026**

INTERIM SUSPENSION

