

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION**

**CRI. REVISION APPLICATION NO.231 OF 2015**

Suntech Mould Plast Pvt. Ltd. & Ors. .. Applicants

**Vs.**

Sunil Shankar Jadhav & Anr. .. Respondents

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Mr.Dilip Bodake, Advocate for the Applicants.  
Mr.Ajit Kocharekar, Advocate for Respondent No.1.  
Mr.A.R. Kapadnis, APP for the Respondent - State.

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**CORAM : PRAKASH D. NAIK, J.**

**DATED : FEBRUARY 23, 2018.**

**P.C. :**

The applicants are convicted for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881 (NI Act). Applicant nos.2 and 3 were sentenced to suffer simple imprisonment for six months. Applicants were also directed to pay fine of Rs.20,000/-, each and out of the fine amount, Rs.50,000/-, was to be paid to the complainant.

2 Applicants had preferred an application for suspension of sentence which has been allowed by this Court and the sentence has been suspended. Learned advocate for the

applicant submits that the applicant has so far deposited an amount of Rs.30,000/-. The cheque amount was Rs.2,00,000/-. Learned advocate for the applicants, on instructions from his client who is present in the Court, submits that the amount of Rs.1,70,000/-, shall be deposited before the trial Court within a period of six weeks from today. The statement is accepted.

3 In the circumstances, I pass the following order:

**:: ORDER ::**

- (i) Admit;
- (ii) The applicants are directed to deposit an amount of Rs.1,70,000/-, before the Court of Judicial Magistrate First Class, Pune, within a period of six weeks from today;
- (iii) Operation of the impugned order and judgment dated 28<sup>th</sup> February, 2007, passed by the Judicial Magistrate First Class, Pimpari, Pune, in Criminal Case No.7334 of 2001, is stayed;

- (iv) Call for record and proceedings;
- (v) For reporting compliance of the order of deposit, place the matter after six weeks.

**(PRAKASH D. NAIK, J.)**