

Daya Nand vs. M/s Verma Enterprises & Anr.

Cr. Revision No.99 of 2026

13.02.2026

Present: Mr. Mohan Singh, Advocate for the petitioner.

Mr. L.N. Sharma, Additional Advocate General,
for the respondent No.2.

Cr.Revision No.99 of 2026

Notice. Mr. L.N. Sharma, learned Additional Advocate General, appears and waives service of notice on behalf of respondent No.2. He undertakes to file reply on the next date of hearing.

Notice be issued to respondent No.1, returnable by the next date of hearing, on taking steps during the course of the day.

List on **23.03.2026.**

Cr.MP No. 529 of 2026

Notice in the afore-said terms.

By way of present application, the applicant/petitioner has prayed for suspension of substantive sentence imposed upon him vide judgment of conviction and order of sentence dated 22.02.2023, passed by the learned Judicial Magistrate First Class, Kandaghat, District Solan, H.P in CIS Registration No.30/2019, titled as M/s Verma Enterprises Vs. Daya Nand, which was affirmed by learned Additional Sessions Judge-I, Solan, District Solan, H.P., in Cr. Appeal No.16-S/10 of 25/23 titled

Daya Nand Vs. M/s Verma Enterprises decided on 02.01.2026, under Section 138 of the Negotiable Instruments Act. The learned trial Court vide judgment of conviction and order of sentence dated 22.02.2023, convicted and sentenced him to undergo simple imprisonment for a period of five months and further directed to pay compensation of Rs.4,80,000/- to the respondent/complainant.

Perusal of grounds of revision reveals that the applicant/petitioner has raised arguable points in the same and it will take some time for the final disposal. Therefore, in the attending facts and circumstances of the case, the judgment of conviction and sentence as passed by learned Judicial Magistrate First Class, Kandaghat, District Solan, H.P, on 22.02.2023, affirmed by Learned Additional Sessions Judge-I, Solan, District Solan, H.P., on 02.01.2026, is ordered to be suspended, during the pendency of the revision, subject to the following conditions:

- (i) That the applicant/petitioner shall furnish personal bond in the sum of Rs.50,000/-, along with one surety of the like amount, to the satisfaction of the learned trial Court, within a period of four weeks from today, with an undertaking that he will surrender before the learned trial Court to serve the remainder substantive sentence, in case of ultimate dismissal of the present revision, by this Court;

(ii) That the applicant/petitioner shall deposit 30% of the total amount of compensation, which has been referred to by the learned trial Court as fine, with the learned trial Court, within a period of eight weeks from today, which shall be in addition to the amount, if not, already deposited by the applicant.

(iii) The applicant/petitioner shall not leave the territory of India without the prior permission of the Court.

Application is, thus, disposed of.

A copy of this order be sent to the learned trial Court, with a direction that the report of compliance of this order be submitted to this Court, on or before the next date of hearing.

(Romesh Verma)
Vacation Judge

February 13, 2026
(Ritu)