

Mubarak Hussain Hansi vs. Punjab National Bank
Cr. Revision No.382 of 2026

29.06.2026 Present: Mr. Hemant Vaid, Advocate, for the petitioner.

Mr. Arvind Sharma, Advocate, for the respondent.

Cr. Revision No.382 of 2026

Heard. Notice. Mr. Arvind Sharma, learned counsel, appears and waives service of notice on behalf of the respondent.

2. List before the appropriate Bench on **07.09.2026**.

Cr.M.P No.2650 of 2026

3. Keeping in view the averments made in the application, the delay in re-filing the revision petition is condoned and the application is accordingly disposed of.

Cr.M.P No.2648 of 2026

4. Notice in the aforesaid terms.

5. By way of present application, the applicant/petitioner has prayed for suspension of sentence imposed upon him, vide order dated 19.06.2025, passed by the learned Chief Judicial Magistrate, Bilaspur, District Bilaspur, H.P.

6. The learned Chief Judicial Magistrate, Bilaspur, District Bilaspur, H.P. vide judgment dated 31.08.2024 passed in **Registration No.257/2016**, titled, ***Punjab National Bank vs. Mubarak Hussain Hansi***, had convicted the petitioner for

commission of offence under Section 138 of the Negotiable Instruments Act, 1881 and sentenced him thereafter vide order dated 19.06.2025, to undergo simple imprisonment for a period of six months and to pay a fine of Rs.5,00,000/- to the respondent, failing which, he had to undergo simple imprisonment for a period of one month.

7. The applicant/petitioner, feeling aggrieved by the said judgment of conviction and order of sentence, passed by the learned Chief Judicial Magistrate, Bilaspur, District Bilaspur, H.P. had preferred an appeal, which came to be dismissed on 24.12.2025 by the learned Sessions Judge, Bilaspur, District Bilaspur, H.P.

8. A perusal of the grounds of revision petition reveals that the petitioner has raised some arguable points and he has got a good prima facie case in his favour. Therefore, keeping in view the above facts, it is ordered that the substantive sentence imposed by the learned Chief Judicial Magistrate, Bilaspur is ordered to be suspended till the next date of hearing, subject to the following conditions:-

- (i) The applicant/petitioner shall deposit 30% of the compensation amount before the learned trial Court within a period of eight weeks from today and in case the compensation amount is not deposited as

ordered, the interim order shall stand automatically vacated.

(ii) The applicant/petitioner shall furnish personal bond in the sum of Rs.50,000/- with one surety in the like amount, to the satisfaction of the learned trial Court, within a period of eight weeks from today, with an undertaking that in the event of dismissal of the revision petition, he will surrender before the learned trial Court to serve the remainder substantive sentence.

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

9. List before the appropriate Bench on **07.09.2026**.

June 29, 2026

(ankit)

**(Jiya Lal Bhardwaj)
Judge**