

Lal Chand vs. Geeta Devi

Cr. Revision No. 313 of 2026

05.06.2026 Present: Mr. Maan Singh, Advocate, for the petitioner.

Cr. Revision No. 313 of 2026

Issue notice to the respondent returnable within four weeks, on taking steps within three days.

Records be called for.

Cr.M.P. No. 2274 of 2026

Notice in the aforesaid terms.

Heard.

The photocopy of the acknowledgment produced on record shows that the notice was served upon the petitioner's wife. Learned Counsel for the petitioner relied upon the judgment of Hon'ble Supreme Court in *M.D. Thomas vs. P.S. Jaleel and another (2009) 14 SCC 398* to submit that when the notice was received by the family member, the notice is not deemed to be served. Therefore, *prima facie* arguable points are involved in the present revision.

In view of the above and keeping in view the nature of the offence punishable under Section 138 of the Negotiable Instruments Act, execution and operation of the substantive sentence of imprisonment awarded by the learned Trial Court on 18.07.2024 as affirmed by the

learned Appellate Court on 27.02.2026, in Criminal Appeal No. 134 of 2024, is ordered to be suspended, till further orders, subject to deposit of 30% of the compensation amount and on furnishing of personal and surety bonds in the sum of ₹25,000/- each to the satisfaction of the learned Trial Court within a period of six weeks with an undertaking to appear and receive the sentence, in case of dismissal of the present revision. The bonds, so furnished be transmitted to the Registry of this Court for placing the same on record.

Reply, if any, be also filed within the aforesaid period.

(Rakesh Kainthla)
Judge

5th June, 2026
(Nikita)