

Bali Ram vs. Shafi Mohammad

Cr.Revision No. 385 of 2026

Reserved on : 14.07.2026

20.07.2026 Present: M/s Khem Raj and Nitin Rishi, Advocates,
for the petitioner.

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Certified copy of the return memo and cheque produced before this Court, prima facie show that there is overwriting in word '50'. The cheque was also dishonoured with an endorsement 'alterations/corrections on instruments other than date field are prohibited under CTS'. Whether the alteration/correction is justified or not, requires thorough consideration, therefore, the accused/petitioner has a prima facie, arguable case in his favour.

Let record of the learned Courts below be requisitioned.

Issue notice to the respondent returnable within a period of four weeks on taking steps within a period of one week.

Cr.MP No.2677 of 2026

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 vide judgment dated 12.12.2025 and order of sentence dated 18.12.2025 passed by learned Judicial Magistrate First Tissa, District Chamba, H.P. (learned Trial Court) in Complaint under Section 138 of N.I.Act No. 16 of 2023 as affirmed by learned Additional Sessions Judge, Chamba, District Chamba, H.P. in Criminal Appeal No.04 of 2026, decided on 02.05.2026 is ordered to be suspended till further orders subject to deposit of 30% of the compensation amount, if not deposited earlier and the applicant is directed to furnish personal bond in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the learned Trial Court within a period of four weeks with an undertaking to appear before this Court as and when directed to do so and surrendered before the learned Trial Court to receive the sentence, in case of dismissal of the present revision.

Trial Court is directed that the bail bonds, so furnished by the applicant/petitioner be transmitted to this Court for placing the same on record.

(Rakesh Kainthla)
Judge

20th July, 2026.
 (ravinder)