

IN THE HIGH COURT OF JHARKHAND, RANCHI
Criminal Revision No. 821 of 2024

Imran Ansari

.... **Petitioner**

-- Versus --

1. The State of Jharkhand

2. Nejam Ansari

.... **Opposite Parties**

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner :- Mr. Deepak Kr. Prasad, Advocate

For the State :- Mr. Subodh Kr. Dubey, Advocate

For O.P. No.2 :- Ms. Nivedita Kundu, Advocate

09/25.11.2025 I.A. No.6916 of 2024 has been filed for exemption from surrender.

2. Learned counsel appearing for the petitioner submits that the matter is arising out of Section 138 of Negotiable Instruments Act and the petitioner has been sentenced to undergo S.I. for one year and to pay compensation of Rs.6,00,000/-. He further submits that the petitioner is ready to compromise the matter and pursuant to earlier order of the co-ordinate Bench the petitioner has already paid a sum of Rs.3,00,000/- to the opposite party No.2. He submits in view of that the petitioner may kindly be exempted to surrender before the learned Court.

3. Learned counsel appearing for the State opposes the prayer and submits that the matter is arising out of Section 138 of Negotiable Instruments Act.

4. Learned counsel appearing for the opposite party No.2 has not denied the fact that the opposite party No.2 has received a sum of Rs.3,00,000/-. She submits, however, the rest of the amount is not paid

as yet.

5. In view of the above and considering that the matter is arising out of Section 138 of Negotiable Instruments Act and the petitioner has already paid a sum of Rs.3,00,000/- to the opposite party No.2 and it has been pointed out that the petitioner is ready to compromise the matter. In view of that the Court finds that exceptional circumstance is made out to exempt the petitioner to surrender before the learned Court in light of Section 159 of Jharkhand High Court Rules, 2001, as such the petitioner is hereby exempted from surrender before the learned Court.

6. I.A., meant for exemption, is allowed and disposed of.

7. It is open to the petitioner and opposite party No.2 to sit together and settle the matter and file affidavit in the form of I.A. within four weeks.

8. Let this matter appear after four weeks under the appropriate heading.

(Sanjay Kumar Dwivedi, J.)

Dated 25.11.2025
Sangam/