



IN THE HIGH COURT OF KARNATAKA AT DHARWAD

DATED THIS THE 24TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE V.SRISHANANDA

CRIMINAL REVISION PETITION NO. 100115 OF 2021

(397(CR.PC)/438(BNSS))

BETWEEN:

SRI SUHAS RAMACHANDRA MODAGEKAR
AGE 41 YEARS, OCC. TRUCK BODY BUILDER,
R/O. JIJAMATA NAGAR, NILAJI,
TAL. AND DIST. BELAGAVI-590001.

...PETITIONER

(BY SRI. BAHUBALI N. KANABARGI, ADVOCATE)

AND:

VIRUPAKSHI BASAVANNI KOTABAGI
AGE 48 YEARS, OCC. BUSINESS,
R/O. SHRIRAM NAGAR, SHINDOLI,
BELAGAVI-590001.

...RESPONDENT

(BY SMT. SUNANDA P. PATIL, ADVOCATE)



THIS CRIMINAL REVISION PETITION IS FILED U/S 397 R/W. 401 (1) OF CR.P.C., PRAYED THAT, THE RECORDS OF THE VII JMFC BELAGAVI AT BELAGAVI IN C.C.NO.364/2018 DATED.06/08/2020 PETITIONER PREFERRED AN APPEAL BEFORE THE IV ADDL SESSIONS JUDGE AT BELAGAVI BEARING CRIMINAL APPEAL NO.208/2020 AND BY JUDGMENT AND ORDER DATED 16.03.2021, MAY BE CALLED FOR THE ASCERTAIN THE CORRECTNESS AND LEGALITY AND PROPRIETY OF THE FINDING. AND TO THE JUDGMENT AND ORDER PASSED BY THE IV ADDL SESSIONS JUDGE AT BELAGAVI BEARING CRIMINAL APPEAL NO.208/2020 ORDER DATED 16.03.2021 HAS TO BE SET ASIDE AND THE JUDGMENT OF CONVICTION AND SENTENCE PASSED BY THE VII JMFC, BELAGAVI, AT BELAGAVI IN CC NO.364/2018 DATED DATED 06/08/2020 AND CONVICTING THE PRESENT PETITIONER FOR THE ALLEGED OFFENCE U/S 138 OF N.I.ACT AND SENTENCING TO PAY A FINE OF RS.1,13,000 IN DEFAULT SI FOR SIX MONTHS AND TO PAY



A FINE OF RS.1,11,000 TO PAY THE COMPLAINANT AS COMPENSATION U/S 357 CR.P.C. AND PASSING THE ORDER OF SENTENCE MAY BE SET ASIDE THE PRESENT PETITIONER MAY BE ACQUITED FROM THE CHARGES.

THIS PETITION, COMING ON FOR FINAL HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE V.SRISHANANDA)

None appears for the revision petitioner. Even on the last date of hearing, there was no representation.

2. Revision petitioner has suffered an order of conviction under Section 138 of the Negotiable Instruments Act, confirmed by the First Appellate Court.

3. Therefore, revision petition is dismissed for non-prosecution.

**Sd/-
(V.SRISHANANDA)
JUDGE**

CLK
CT-CMU
LIST NO.: 1 SL NO.: 83