

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Criminal Miscellaneous (Petition) No. 4844/2026

Mohd Rizwan S/o Mohd. Ramzan, Aged About 28 Years, R/o Paan Gali, ghas Mandi Bazar, Jodhpur.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Guru Prasad Acharya S/o Ramlal, R/o Kile Ki Ghati, Killi Khana, Jodhpur.

-----Respondents

For Petitioner(s)	:	Mr. Pradeep Choudhary
For Respondent(s)	:	Mr. HS Jodha, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

03/07/2026

Counsel for the petitioner submits in the present case the appellate court has levied maximum amount of fine i.e. twice the amount of cheque. It is stated that 20% of the amount which has been imposed is without any application of mind and without looking to the fact that the cheque was qua security.

In view thereof, the matter requires consideration.

Issue notice.

Learned Public Prosecutor accepts notice on behalf of respondent-State. Notice, thus, is required to be issued to respondent no.2 only, returnable within a period of three weeks.

In the meantime, if petitioner deposits 10% of the amount of fine within a period of 15 days from today, then the same shall be treated as sufficient compliance of order dated 14.5.2026.

(BALJINDER SINGH SANDHU),J