

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.130 OF 2015
IN
CRIMINAL REVISION APPLICATION NO.145 OF 2015

Sandesh Travels through its
proprietor, Sudhir Sampat Yadav.

...Applicant
(original accused)

Versus

Jagdish Tyres & Anr.

...Respondents

Mr. S.S. Kanetkar for Applicant.
Smt. A.A. Mane, APP for Respondent No.2-State.

CORAM:-M.L. TAHALIYANI, J.

DATED :8th APRIL, 2015.

P.C.

Heard learned Advocate for the Applicant and learned APP
for the Respondent No.2-State.

2. Admitted. Heard finally.

3. This is an application for grant of bail and suspension of sentence. The Applicant has been convicted for the offence punishable under section 138 of the Negotiable Instruments Act and is sentenced to suffer SI for one year and to pay a fine of Rs.3,000/-. The amount of cheque in question was Rs.1,51,150/-.

4. Considering the amount of cheque and the fact that notice has been issued to the original complainant in revision application, I am inclined to grant bail to the Applicant (convicted accused).

5. The Applicant be released on bail in the sum of Rs.5,000/- (Rupees Five Thousand only) with one solvent surety in the like amount or cash bail deposit of Rs.5,000/- in lieu of surety.

6. Substantive sentence imposed on the Applicant shall remain suspended during the pendency of the revision application.

7. The Applicant shall deposit Rs.75,000/- in Trial Court within two weeks from today. If the said amount is not deposited within two weeks, the order of bail shall stand revoked without further reference to the Court and the Magistrate will be at liberty to take further action in accordance to the final order passed by him and confirmed by the Appellate Court.

8. This application stands disposed of accordingly.

(JUDGE)