

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.552 OF 2016

IN

CRIMINAL REVISION APPLICATION NO.531 OF 2016

KARAM HUSSAIN AJGAR CHOUDHARI)...APPLICANT

V/s.

M/S.KRISHNA TRADERS AND ORS.)...RESPONDENTS

Mr.Satyajeet Dighe, Advocate for the Applicant.

Mr.PH.Gaikwad, APP for the Respondent - State.

CORAM : P N. DESHMUKH, J.

DATE : 27th OCTOBER 2016

P.C. :

1 Not on board. On being mentioned, taken on board.

Issue notice to respondents. Learned APP waives notice on behalf of respondent – State.

2 Heard. Learned counsel for applicant prays for grant of suspension of sentence and for bail contending that applicant is sentenced with short imprisonment and out of cheque amount of Rs.40,000/-, he has already deposited Rs.20,000/- with the appellate court and is ready to pay balance amount of 20,000/-.

3 Applicant is convicted for the offence punishable under Section 138 of Negotiable Instruments Act and is sentenced to suffer simple imprisonment for 2 months and to pay compensation of Rs.40,000/-. In view of the fact that applicant has deposited Rs.20,000/- with the appellate court, which receipt is on record, application is allowed as per order below :

- i) Applicant shall be released on bail on his executing P.R.Bond in the sum of Rs.15,000/- with 1 surety in like amount, subject to his making payment of balance amount of Rs.20,000/- before the appellate court within four weeks from his release on bail.
- ii) While on bail, applicant shall mark his presence with the local police station at Deolali Gaon, District Nashik, within whose jurisdiction he is residing.
- iii) Applicant shall submit proof of his residence to the Investigating Officer and update change in address, if any, in future, to the concerned Police station.
- iv) Parties to act on a copy of order duly authenticated by the Sheristedar of this court.

(P N. DESHMUKH, J.)