

THE HON'BLE SRI JUSTICE RAJA ELANGO

CRIMINAL REVISION CASE No.3358 OF 2015

ORDER:

The present criminal revision case is filed by the petitioner challenging the order, dated 04.12.2015, passed in CrI.M.P.No.614 of 2015 in Criminal Appeal No.150 of 2015 by the Court of Sessions, Prakasam Division, whereby the lower appellate Court suspended the sentence of imprisonment on condition of the petitioner depositing 50% of the cheque amount before the Court below.

Heard and perused the material available on record.

Learned counsel for the petitioner submitted that the petitioner is unable to deposit 50% of the cheque amount as he is financially incapacitated. He prays this Court to set aside the condition of the petitioner depositing the said amount.

Considering the facts and circumstances of the case, once the matter is admitted for adjudication, this Court is of the view that there is no need for imposing such a condition and as such, the condition imposed by the lower appellate Court that the petitioner shall deposit 50% of the cheque amount is hereby set aside and the remaining part of the Order of the lower appellate Court is confirmed.

With the above observations, the Criminal Revision Case is disposed of. Consequently, the miscellaneous petitions filed in the criminal revision case, if any, shall stand closed.

JUSTICE RAJA ELANGO

05.01.2016
pln