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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CRL.M.C. 8194/2024 CRL.M.A. 31309/2024 CRL.M.A. 31310/2024
RAGHUVENDER RAGHAVPetitioner

Through: Mr. Sahil Munjal, Mr. Aditya Dogra,
& Ms. Rhea Gandhi Munjal, Advs.

versus

STATE OF NCT OF DELHI & ANR.Respondent
Through: Mr. Digam Singh Dagar, APP for
State

CORAM:
HON'BLE MR. JUSTICE ANISH DAYAL

ORDER
18.10.2024

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1. This petition has been filed seeking setting aside order 7th September 2024 passed by the ASJ, Patiala House Courts, Delhi.
2. As per the said order, post application filed by petitioner under Section 389 (1) Cr.P.C. for suspension of sentence awarded in proceedings under Section 138 NI Act of 1 year RI with compensation of Rs.40 lakhs and in default, SI for 4 months.
3. Subsequently bailable warrants were issued and appeal came up for hearing before the ASJ on 29th July 2024. Later on 7th September 2024, ASJ accepted the bail bonds of petitioner and suspended the sentence by the impugned order with directions to pay 20% of the compensation amount within a period of 60 days. Counsel for petitioner states that petitioner is presently facing serious financial difficulty and requests for some more time.
4. As per Section 148 (2) NI Act, maximum additional time that can be



granted beyond period of 60 days, is 30 days and the statute mandates that time cannot be granted beyond that.

5. Accordingly, in these circumstances, impugned order is modified to the extent that petitioner shall deposit 20% of the compensation amount within a period of 90 days from the date of the impugned order.

6. It is made clear that no further time shall be granted to petitioner for the said purpose and in the event of failure in depositing, the petitioner shall have to undergo sentence awarded.

7. Petition is disposed of with these directions.

8. Pending applications are disposed of as infructuous.

9. Order be uploaded on the website of this Court.

ANISH DAYAL, J

OCTOBER 18, 2024/sm