



Suchitra

IN THE HIGH COURT OF BOMBAY AT GOA
CRIMINAL MISC. APPLICATION NO.81/2025
IN
CRIMINAL REVISION APPLICATION NO.751/2025 (F)

KISHOR SURYAKANT BORKAR ... APPLICANT

Versus

THE SHIRODA URBAN
COOPERATIVE CREDIT SOCIETY
LTD THR. AUTH. OFFICER
SUHAS KUNKOLIENKAR ... RESPONDENT

Mr Arjun Naik, Advocate for the Applicant.

CORAM: VALMIKI MENEZES, J.

DATED: 12th AUGUST 2025

P.C. :

1. The Registry to waive objections and register the matter.
2. This is an application for suspension of sentence imposed on the applicant/accused by the JMFC, Ponda in Criminal Case No.213/OA/2022. The Magistrate, on conviction of the applicant under Section 138 of the N.I. Act, has imposed the sentence of two months imprisonment and directed the applicant to pay compensation of Rs.1,66,000/- to the complainant, and in default to undergo further imprisonment for two months.
3. The Criminal Appeal No.364/2023 against this order was dismissed by the Sessions Court on 28.11.2024. Subsequently

the Sessions Court directed the JMFC to take the applicant into custody, and his custody was secured on 05.08.2025. The applicant has been in custody serving the sentence in the Central Jail at Colvale since then.

4. The applicant submits that he has deposited the entire amount of compensation of Rs.1,66,000/- with the respondent no.1-Cooperative Credit Society vide the deposit slip dated 05.08.2025, a copy of which is placed on record. Effectively, the applicant has paid the entire compensation to the respondent society.

5. Considering these facts, the sentence imposed on the applicant, pending the hearing of the application for condonation of delay, shall stand suspended on the applicant furnishing a P.R. Bond of Rs.5,000/- before the Superintendent, Central Jail at Colvale who shall on execution of such Bond release the applicant. The Superintendent, Central Jail at Colvale shall remit the P.R. Bond executed by the applicant to the JMFC, Ponda.

6. The application stands disposed of. All concerned to act on an authenticated copy of this order.

VALMIKI MENEZES, J.