SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			UKHC010120992025 **C528/1349/2025** Pankaj Mandal --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Mr. Vikas Kumar Guglani, Advocate for the applicant. 2. Ms. Himanshu Sain, Brief Holder for the State. 3. Mr. Mani Kumar, Advocate for respondent no. 2. 4. The present criminal misc. application has been filed challenging the order dated 07.01.2025 passed in Criminal Appeal No. 06 of 2025, Pankaj Mandal Vs. State of Uttarakhand and Another, whereby, the applicant has challenged the conditions imposed by the Appellate Court for depositing of 20% of the fine/compensation amount within two months. 5. At the very outset, learned counsel for the respondent no.2/complainant submits that his complaint filed under Section 138 of Negotiable Instruments Act, 1881 was allowed and applicant was convicted under Section 138 of Negotiable Instruments Act, 1881 and sentenced to undergo one year rigorous imprisonment and a fine to the tune of Rs. 8,10,000/- was also imposed upon the applicant. On this basis, it is submitted by

learned counsel for the complainant that due to the interim order passed by this Court, the entire proceedings of the trial court has been stayed in this matter. Thus, it is submitted by learned counsel for the complainant that Appellate Court be directed to hear the appeal without insisting upon the appellant to deposit 20% of the fine/compensation amount.

6. Heard learned counsel for the parties and perused the record.

7. Having heard learned counsel for the parties and after perusing the record and also taking into consideration the fact that provisions of N.I. Act have been enforced so that speedy remedy be available to the persons, who are aggrieved by non-payment and dishonour of the cheques, this Court deems it fit and proper and directs learned Appellate Court to hear and decide the appeal without insisting upon the condition to pay 20% of the fine/compensation amount by the appellant. As such, 3rd Additional Sessions Judge, Rudrapur, District Udham Singh Nagar is requested to hear and decide Criminal Appeal No. 06 of 2025, Pankaj Mandal Vs. State of Uttarakhand and another as expeditiously as possible, preferably within a period of three months from the date of production of certified copy of this order, after affording opportunity of hearing to both the parties.

8. With the aforesaid observation, the present criminal misc. application stands disposed of.

(Alok Mahra J.)

27.10.2026

Ujjwal