**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**APPLICATION U/S 528 BNSS No. - 36953 of 2026**

Satish Sharma

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

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| Counsel for Applicant(s) | : | Sandeep Kumar |
| Counsel for Opposite Party(s) | : | Alka Upadhyay, G.A., Manish Tiwari |

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**Court No. - 81**

**HON'BLE PRASHANT MISHRA-I, J.**

1. Heard Sri Sandeep Kumar, learned counsel for the accused-applicant, Ms. Alka Upadhyay, learned counsel for the opposite party no. 2 and learned AGA for the State.

2. Learned counsel for the applicant has filed the instant petition with a prayer to quash the order dated 08.06.2026 passed by the learned Judicial Magistrate, Khair, District Aligarh as well as the entire proceedings of Complaint Case No. 68 of 2019, Jeorge Tevatiya vs. Satish Sharma, under Section 138 of the N.I. Act, P.S. Khair, District Aligarh.

3. By the impugned order dated 08.06.2026, the learned Magistrate has allowed the application of the complainant under Section 143A of the N.I. Act and has directed the accused-applicant to deposit 20% of the cheque amount, i.e., Rs. 12,50,000/-, as interim compensation.

4. Learned counsel for the accused-applicant has submitted that the amount ordered by the learned trial court to be deposited under Section 143A is an exorbitant amount and due to financial hardship, the accused-applicant is facing difficulty in complying with the order of the learned trial court.

5. Learned counsel for opposite party no. 2 has opposed the contention of learned counsel for the applicant and submitted that the learned trial court passed the impugned order after considering the material facts and has

exercised its discretion judiciously.

6. In view of the above, the impugned order dated 08.06.2026 is modified only to the extent that the applicant shall deposit 10% of the total compensation amount as was ordered vide the said order within a period four weeks from the date of production of certified copy of this order before the concerned trial court. For a period of four weeks from the date of production of certified copy of this order or till the applicant deposits the amount as mentioned above, whichever is earlier, no coercive action shall be taken against him in the aforesaid case. However in case of default, the present arrangement shall automatically stand vacated.

7. With the aforesaid direction, the instant application stands **disposed of.**

**(Prashant Mishra-I,J.)**

**October 23, 2026**
Sushma

Digitally signed by :-
SUSHAMA YADAV
High Court of Judicature at Allahabad