HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 42636 of 2026

Randhir Singh @ Vipin

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite Party(s)

Counsel for Applicant(s)	:	Ajit Kumar, Satya Prakash Singh
Counsel for Opposite Party(s)	:	G.A.

Court No. - 81

HON'BLE PRASHANT MISHRA-I, J.

1. Heard Mr. Satya Prakash Singh, learned counsel for the applicant and learned A.G.A. representing the State.

2. Prayer of the applicant in the instant application is quoted herein below:

"*It is, therefore, most respectfully prayed that this Hon'ble Court may graciously be pleased to allow this application and quash the impugned order dated 02-07-2026 passed by the learned Civil Judge (S.D.)/ F.T.C., Basti in Application filed under Section 143A of the N.I. Act in Complaint Case No. 12339 of 2024 "Rajesh Kumar Verma Vs. Randhir Singh @ Vipin" under section 138 of Negotiable Instruments Act, Police Station Dubauliya District Basti.*

It is further prayed that this Hon'ble Court may graciously be pleased to stay the impugned order dated 02-07-2026 passed by the learned Civil Judge (S.D.)/ F.T.C., Basti in Application filed under Section 143A of the N.I. Act in Complaint Case No. 12339 of 2024 "Rajesh Kumar Verma Vs. Randhir Singh @ Vipin" under section 138 of Negotiable Instruments Act, Police Station Dubauliya District Basti during the pendency of the present application otherwise the applicant shall suffer irreparable loss and injury or to pass such other and further order which this Hon'ble Court may think fit and proper in the circumstances of the case."

3. Learned counsel for the applicant submits that the learned trial court passed the impugned order dated 02.07.2026 on the application of the complainant under Section 143A of the N. I. Act and directed the accused-applicant to pay 10% amount of the alleged cheque in question which goes

to the tune of Rs. 1,20,000/-. Learned counsel for the applicant also submits that the accused-applicant is facing trial in the aforesaid complaint case and the amount as ordered by the learned trial court vide its impugned order is too exorbitant and the applicant is facing difficulty in depositing the same in compliance of the said order dated 02.07.2026. He only prays to reduce the amount of interim compensation.

4. Learned A.G.A. opposed the aforesaid prayer of the learned counsel for the applicant and submits that the order passed by the learned trial court dated 02.07.2026 needs no interference, as it was passed under the provisions of the N.I. Act and the learned trial court exercised its discretion vested in it.

5. Since the accused-applicant is facing trial before the learned trial court under Section 138 N.I. Act and considering that the amount ordered by the learned trial court is exorbitant, it appears proper to direct the applicant to deposit an amount of Rs. 60,000/- towards interim compensation.

6. Accordingly, the impugned order dated 02.07.2026 is modified only to the extent that the applicant shall deposit an amount of Rs. 60,000/- towards interim compensation within a period of 30 days from today.

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

(Prashant Mishra-I,J.)

October 28, 2026
Kashifa

Digitally signed by :-
KASHIFA
High Court of Judicature at Allahabad