

HIGH COURT OF ANDHRA PRADESH

MAIN CASE NO: CrI.RC.No.206 of 2023

PROCEEDING SHEET

SL. NO.	DATE	ORDER	OFFICE NOTE
2	20.03.2023	<u>BSB, J</u> <u>CrI.R.C.No.206 of 2023</u> Heard. Admit. Notice. Petitioner is permitted to take out personal service of notice on the 2nd respondent through RPAD and file proof of service thereof. Post the revision after four weeks. <u>B.S.BHANUMATHI, J</u> <u>IA.Nos.1 & 2 of 2023</u> The petitioner was found guilty for the offence punishable under Section 138 of the Negotiable Instruments Act, convicted and sentenced to undergo simple imprisonment for a period of six months and to pay a fine of Rs.5,00,000/- and in default of payment of fine, to suffer simple imprisonment for a period of six weeks. Further, out of the fine amount, an amount of Rs.4,90,000/- was awarded as compensation to the complainant, <i>vide</i> judgment, dated 19.11.2018, in C.C.No.13 of 2018 on the file of the Court of I	

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		Special Magistrate, Vijayawada, Krishna District. The appeal preferred by the petitioner/ accused is dismissed confirming the conviction and sentence passed against him, <i>vide</i> judgment, dated 27.02.2023, in CrI.A.No.330 of 2018 of the learned XII Additional District Judge-cum-VI Additional Metropolitan Magistrate, Vijayawada. Heard learned counsel for the petitioner/accused and learned Assistant Public Prosecutor appearing for the 1st respondent - State. Perused the material record. Learned counsel for the petitioner submits that in view of the grounds urged in the revision, the petitioner has got fair chances of success in the revision. Having regard to the facts & submissions and the issues raised in the grounds of revision, which require detailed examination, the execution of sentence passed against the petitioner is suspended, pending final disposal of the revision, and the petitioner, on surrender within three weeks from today before the learned I Special Magistrate, Vijayawada, is directed to be enlarged on bail on his executing a personal bond for a sum of	

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		Rs.10,000/- (Rupees Ten Thousand only) with two sureties in a like sum each to the satisfaction of I Special Magistrate, Vijayawada, and also on condition of the petitioner depositing 25% of the cheque amount within a period of eight (8) weeks from today. In default of deposit of cheque amount, as ordered supra, the interim suspension granted today, shall stand cancelled automatically without further reference to the Court. <u>B.S.BHANUMATHI, J</u> RAR	

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