

ORDER ON IA.No.2

It is the case of the appellant that respondent had filed false complaint against the appellant before the trial court for the offence punishable u/s 138 of N.I. Act in CC No.51277/2020. The trial court has passed Judgment on inadmissible documents and evidence, based on it passed the judgment and order on 06.04.2024 and convicted the appellant for the offence punishable u/s 138 of N.I. Act, sentenced to pay fine amount of Rs.3,68,800/-. Highly aggrieved with the above impugned judgment and order, the appellant had preferred this appeal.

Crl.Apl.No.25287/2024

The appellant is having good grounds on merit in the appeal, meantime the respondent is forcing to execute the order passed by the trial court. If, the respondent succeeds in the said act, appellant will suffer irreparable loss. Therefore, present application is filed, prayed for suspending the sentence till disposal of the appeal.

Sworn to this effect, satisfied as to the reliefs sought for in the application and urgency of the matter. If prayer sought in the application is not considered the very purpose of filing the appeal will be defeated argument seems to be reasonable. Therefore, I proceed to pass the following:-

O R D E R

Keeping IA No.2 pending for consideration, impugned judgment and order passed by XXXIV Addl. CMM, Mayo Hall Unit, Bengaluru, dated 06.04.2024 in CC No.51277/2020 **is hereby suspended** on condition that **appellant shall deposit 20%** of fine amount and also execute personal bond for balance fine amount with like-sum one surety before trial court Within 30 days from the date of this order.

For compliance of the order, call on:

LXXIII Addl. CC & SJ, M.H. Unit,
B'luru.(CCH-74)