

CRA 565 Inder Singh Vs Machhiwara Primary Co-operative Agricultural Development Bank Ltd.

Present: Appellant with counsel Sh. Amit Sharma, Advocate.

Appeal received by entrustment and put up before me being Duty Judge as Ld. Presiding Officer is on leave. It be registered. Heard. Since arguable points are involved in the present appeal, the same is admitted for hearing subject to just exceptions. Notice of appeal be given to the respondent/complainant for 17.02.2026. Trial Court record be also summoned for that date.

Along with the appeal an application for suspension of sentence awarded to the appellant/accused has also been filed. The said application be registered as Interim Application. Heard. The trial-court has sentenced the appellant to undergo rigorous imprisonment for a period of Two Years for offence u/s 138 of NI Act and pay compensation of Rs. 8,18,000/- to the complainant. The appellant/accused is stated to be on bail under Section 389 (3) Cr.PC.

Heard. The appeal has been admitted and its disposal is likely to take time. Under these circumstances, the substantive sentence of the imprisonment awarded to the appellant/accused by the trial Court is suspended till the disposal of the appeal subject to furnishing of bail bonds by the appellant/accused in the sum of ₹ 1,00,000 with one surety in the like amount to the satisfaction of the Trial Court/Duty Magistrate within 30 days. So far as the amount of compensation is concerned, the appellant is directed to deposit 20% amount of the compensation awarded by the trial Court within 60 days as per section 148 of the Negotiable Instruments Act, positively. However, the trial Court shall not disburse the said amount to the respondent till the disposal of this appeal. The trial Court after accepting and attesting the bonds should send the same to this Court. The Interim application stands disposed of accordingly.

Copy of this order be sent through FAX, E-mail, as well as through special messenger to the Trial Court/Duty Magistrate for compliance. Report of Concerned Court be also called for said date.

Date of Order: 04.06.2025

(Gurpreet Kaur),
Judge Special Court, Ludhiana.
(UID No.PB0221) (Duty)