

**IN THE COURT OF HON'BLE PRINCIPAL SESSIONS JUDGE,
CHENNAI**

Crl. M.P.No. of 2023
AGAINST C.C.No. 7678 of 2014

(on the file of the Hon'ble Metropolitan Magistrates Fast Track Court-
I, Egmore @ Allikulam, Chennai 600 003)

Mr.B.B.Jadeja,
Proprietor of Tirupati Enterprises,
GF-10, Vijay complex,
Near Vasna Bustand,
Ahmedabad-380 007,Gujarat

....Petitioner/Appellant/Accused

Versus

Caravel Logistics Pvt. Ltd.,
Represented by Mrs.Dhanya,
Senior Manager - Legal,
Pantheon Plaza,
No. 484, 3rd Floor, Pantheon Road,
Egmore, Chennai 600 008.

.....Respondent/complainant

B.B. Jadeja

AFFIDAVIT OF BALBHADRASINH B JADEJA,

I BALBHADRASINH JADEJA son of BAHADURSINH JADEJA, Proprietor of Tirupati Enterprises, aged about 44 years, occupation business, address at GF-10, Vijay complex, Near Vasna Bus stand, Ahmedabad-380 007, Gujarat do hereby solemnly and sincerely affirm as follows;

1. I am the petitioner/Appellant/Accused herein and I am well acquainted with the facts of the case.

2. I submit I have filed an appeal against the Judgment dated 20.06.2023 passed by the Hon'ble Metropolitan Magistrate, Fast Track-Court-I, Egmore at Allikulam, Chennai convicting me simple imprisonment for a period of 1 year u/s. 255(2) of Cr.P.C. and no fine u/s. 138 of N.I. Act and no compensation u/s. 357(3) of Cr.P.C. is ordered.

3. I submit that the Appeal is filed in limitation. I have appeared before Hon'ble Metropolitan Magistrate, Fast Track Court-I, Egmore, at Allikulam, Chennai-03 on the date of Judgment dated 20.06.2023 and I received the copy of the Judgment on the same date.

4. I submit that on the same date i.e. 20.06.2023 I moved a petition CrI. M.P. No. 23991 of 2023 in C.C.No. 7676/2014 u/s. 389(3) R/w 436 of Cr.P.C. which was allowed on 20.06.2023 by Hon'ble Metropolitan Magistrate, Fast Track Court-I, Egmore at Allikulam, Chennai, and bail was granted and I have fulfilled the condition imposed by Hon'ble Metropolitan Magistrate, Fast Track Court-I, Egmore at Allikulam, Chennai.

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5. I submit that aggrieved against the Judgment of conviction, I have filed the Criminal Appeal on various grounds and I crave leave of this Hon'ble court to read the fact and grounds of the appeal as part and parcel of this Petition/Application.

6. I submit that unless this Hon'ble court suspends the sentence imposed on me pending disposal of the above appeal otherwise I will be put to great hardship, irreparable loss and mental agony.

7. I submit that no prejudice will be caused to respondent if this interim order is granted and on the contrary, I will be seriously prejudiced if my sentence is not suspended and judgment to be stayed

I therefore humbly pray that this Hon'ble Court kindly be pleased to suspend the sentence of simple imprisonment of one year imposed on me dated 20.06.2023 by Hon'ble Metropolitan Magistrate, Fast Track-Court-I, Egmore at Allikulam, Chennai-03, in C.C.No. 7678/2024 and grant bail to appellant and continue the bail granted in Crl. M.P. No. 23991/2023 by Hon'ble Trial Court on such terms and conditions as this Hon'ble Court may deem fit and proper, in the interest of Justice. Further, this Hon'ble Court kindly be pleased to pass any other or further relief in favour of the appellant/petitioner/Accused as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case, in the interest of Justice.

Solemnly affirmed at Chennai)(
On this the 17 day of 07)(
2023 And signed his name in)(
my present.)(

B.B. Dhanasekar
Before

Advocate: Chennai

R. Rajaramani 988/90
No. 255, Law Chambers,
High Court Building
Chennai - 600 104.

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M RAJES H KANNAN

Counsel for
Appellant/Accused