

Negotiable Instruments Act, 1881 S. 148 - Bail - Suspension - Cancellation - When suspension of sentence by the trial court is granted on a condition, non-compliance of the condition has adverse effect on the continuance of suspension of sentence - The Court which has suspended the sentence on a condition, after noticing non-compliance of the condition can very well hold that the suspension of sentence stands vacated due to non-compliance - The order of the Additional Sessions Judge declaring that due to non-compliance of condition of deposit of 25% of the amount of compensation, suspension of sentence stands vacated is well within the jurisdiction of the Sessions Court - It is for the Appellate Court who has granted suspension of sentence to take call on non-compliance and take appropriate decision - What order is to be passed by the Appellate Court in such circumstances is for the Appellate Court to consider and decide - However, non-compliance of the condition of suspension of sentence is sufficient to declare suspension of sentence as having been vacated.

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