

Complaint Case No: 284/2024

Sikander Singh Versus Pramod Kumar Singh

Serial Number of Order	Date of Order	Order with initials of the Magistrate.	Office notes as to action taken on order (if any) and date
1	2	3	4
	23.12.2025	Attendance has been filed on behalf of the complainant through his counsel. Record has been put up for orders after hearing on the point of summoning the accused person. This complaint petition has been filed by Sikander Singh against the accused Pramod Kumar Singh, for the offence punishable under section 138 of NI Act, 1881. The case of the complainant, as reflected in the complaint petition, is that he had friendly relations with the accused person and that they frequently visited each other's houses. It has further been alleged that the accused had agreed to sell a piece of land to the complainant for a total consideration of Rs. 12,00,000, out of which the complainant paid an advance amount of Rs. 7,00,000 on 22.02.2024. It has further been alleged that after receiving the said amount, the accused promised to register the said land in favour of the complainant by 30.04.2024. It has further been stated that despite receiving the advance amount, the accused failed to register the said land and later stated that his family members were forbidding him from doing so. Thereafter, the accused assured the complainant that he would return the advance amount and accordingly issued a cheque of Rs. 7,00,000 in favour of the complainant. It has further been alleged that when the complainant presented the said cheque in his bank for encashment, the same was dishonoured for the reason "payment stopped by drawer". Thereafter, when the complainant informed the accused about the dishonour of the cheque, the accused assured him that he would pay the amount in cash. However, the accused neither paid the said amount nor took any steps to honour his liability. It has further been alleged that the complainant thereafter sent a legal notice to the accused demanding payment of the cheque amount, but despite service of the said notice, the accused failed to make payment within the stipulated period. Hence, the present complaint case has been	

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filed.

SA of the complainant was filed on affidavit. Besides that, complainant has also placed on record photostat copy of cheque, return memo report, legal notice sent to the accused, copy of the postal receipt.

Heard the Ld. counsel of the complainant and after perusal of Complaint petition, SA of the complainant on affidavit and documentary evidence available on the case record, it appears that cheques issued by the accused got dishonoured for the reason "payment stopped by drawer". The complainant issued a legal notice through registered post to the accused but there was no response from him. Consequently, this complaint case has been filed, which appears to be well within the prescribed time as per the averments in the complaint petition.

In view of aforesaid facts, this Court finds sufficient ground for proceeding against the accused Pramod Kumar Singh for the offence punishable under section 138 of the NI Act, 1881.

Accordingly, O/c is directed to issue summons against the above-named accused person upon filing of requisites and process fees by the complainant. The complainant is directed to file the requisites for summons and process fees, as required for issuance of summons within 14 days from the date of this order.

Put up on 11.02.2026 for appearance of the accused.


JMFC.