

Order Below Exhibit - 1

1. The Complainant has filed the present complaint u/s 138 of the Negotiable Instrument Act, against the accused. It appears from the complaint that the accused resides beyond the territorial jurisdiction of this Court. And looking to the directions regarding complaint u/s 138 of N.I. Act issued in Suo Motu Writ Petition (Cri) No. 02/2020 at [B of Para 2] this Court has passed an initial order to make Court Inquiry u/s 225 of BNSS. below Exhibit 1 of the Complaint.
2. Thereafter, the complainant and his Ld. Advocate are present before the Court and the Complainant has filed an Affidavit vide Ex. 03 and closing pursis vide Ex. 04. This Court has gone through the Affidavit vide Ex. 03. It seems from the contention of the Affidavit that the accused is residing at Amreli ta- Amreli Dist- Amreli i.e. beyond the territorial jurisdiction of this Court. But, the transactions between the parties has took place in Liliya Mota, Taluka : Liliya which is the territorial jurisdiction of this Court.
3. Heard the Ld. Advocate for the Complainant and perused the separate Affidavit along with the complaint and other documentary evidence. Therefore, it appears from the averments made in the complaint that the transaction shown in the complaint with the accused is prima-facie believable one. After considering an affidavit filed by the Complainant as well as the documentary evidence and considering the principles laid down by the Hon'ble Supreme Court in Writ Petition (Civil) No. 18/2013 Indian Bank Association and Ors. V/s Union Bank of India and Ors., this Court is of the view that offence u/s 138 of the N.I. Act is prima-facie made out against the present accused, in spite of the fact that the accused is residing outside the territorial jurisdiction of this Court. Hence, I pass this following order:-

-:: ORDER ::-

1. The present Criminal Inquiry is hereby disposed of.
2. It is hereby ordered and directed the Registry to register the present complaint as Criminal Case.

The Order is pronounced in an open Court today on this 04 th Day of June, 2026.

Place : Liliya
Date : 06-07-2026

(J.S.Trivedi)
Principal Civil Judge &
Judicial Magistrate F.C.,
Liliya. Dist. Amreli.
Code No. GJ01702