

IN THE COURT OF JUDICIAL MAGISTRATE FIRST CLASS, AT
SIRUGUPPA

C.C. NO.1041/2015

NSL Sugars (Tungabhadra) Ltd., Desanur, Siruguppa by its Senior General Manager, Sri C.H. Hanumantha Rao S/o Bhujanga Rao, age about 62 years, executed power of attorney in favor of Sri. Vital H. Agnihotri son of Hanumantha Acharya, age: 56 years, working as Administrative Officer, in NSL Sugars LTD. Desanur Village, in Siruguppa Taluk, Bellary District.

... Complainant

Vs.

P. Shankar Naik sonof Prema Naik, major, R/o 152/ Kallahalli Thanda, Hagaribommanahalli taluk, Ballari district.

... Accused.

:- P L E A :-

It is alleged that, you accused had approached to complainant Sugar Factory for supply of labour for cutting sugar cane and transportation to the factory and for that purpose you accused had received a sum of Rs. 03,00,000/- as a advance to meet out the labour and transportation expences. The complainant agreed and paid the above said amount through cheque and cash on various dates, out of that you accused reimbursed the amount of rupees nil. The complainant and his staff approached you accused and requested to supply the labour for cutting of sugarcane but you accused stated that the labour have engaged in some other factories and you accused agreed to repay the remaining balance amount and issued a cheque of State Bank of Mysore, Kudligi branch bearing Cheque No. 896707 dated 15.10.2013 for Rs. 3,00,000/-.

That on 15.10.2013 complainant had presented the cheque before the Indian Bank Siruguppa Branch for encashment purpose. The State Bank of Mysore, Kudligi Branch had dishonored the above said cheque on 29.10.2013 as "Insufficient Funds" and communicated the same to the complainant on 21.11.2013. You accused knowing full well about issuance of cheque to the complainant, failed to make arrangements to keep the sufficient balance in your account and caused the said cheque dishonored

and thereby you have committed an offence punishable under Section 138 of Negotiable Instruments Act.

Q.1: Have you heard the plea now read over and explained to you?

Ans:

Q2: Do you plead guilty or claim to be tried?

Ans:

Certified that the examination of accused is taken in my presence and hearing the contents are true and correct.

Dated this 9th day of April 2018.

Civil Judge and J.M.F.C. Siruguppa

DN. 