

Case called out. The complaint is taken on record. Perused the affidavit of the complainant and documents adduced. The documents are in order. The affidavit of the complainant is treated as examination in chief and documents are herein after marked i.e., Ex.P.1 is the cheque, Ex.P.1(a) is the signature of accused, Ex.P.2 is the bank return memo, Ex.P.3 is the copy of legal notice, Ex.P.4 is the postal receipt and Ex.P.5 is the returned RPAD cover, Ex.P-5(a) is the copy of notice. On perusal of the cheque dated 13.01.2025 cheque is for discharge of legally enforceable debt. The cheque is presented within statutory period. Notice is issued as per the provision U/sec.138 of NI Act demanding the repayment of the cheque amount. The accused has not repaid the said cheque amount within the prescribed period and it is also forthcoming that all the criterias prescribed U/sec.138 of NI Act are met with. Hence, the following;

ORDER

Cognizance is taken for the offence punishable U/sec.138 of NI Act.

Office is directed to register as criminal case in register No.III against the accused for offence punishable U/sec.138 of NI Act.

After perusal of the cause title it appears that, the accused resides beyond jurisdiction of this court but the documents placed on record are sufficient to proceed against the accused.

Issue summons to accused by speed post.

Office is directed to send copy of complaint and examination in chief of complainant to the accused.

R/by 29.04.2026.

Sd/-
CJ & JMFC., Banahatti

