

ORDER ON APPLICATION FILED
U/SEC.91 OF CR.P.C.

1. The accused has filed an application U/Sec.91 of Cr.P.C seeking leave to produce the documents with list. She has mainly stated that, the documents produced under the list are important material and relevant to decide the matter in dispute. With this she prayed to allow above application.

2. Complainant has filed objection to above application mainly contending that, the accused has not assigned valid reasons to allow above application. She has not explained how the documents are relevant to this case. She filed this application only with intent to drag the matter. With this the complainant has prayed for rejection of above application with costs.

3. Heard both side. Perused application, objection thereto & all other materials on record. Upon

going through the same the following points arise for consideration;

POINTS

1. Whether the accused has made out reasons to allow above application?

2. What order?

4. This court answers to above points as under;

Point No.1: In the affirmative

Point No.2: As per final order for the following;

REASONS

5. **Point No.1:** The accused has filed this application seeking leave to produce the documents with list. The documents are the pay slip, Salary certificate & statement of account of the accused.

6. The present complaint is presented by the complainant against the accused for the offence punishable U/Sec.138 of NI Act. Having regard to the nature of the offence and facts & circumstances

of the case, this court is of opinion that, the documents produced under the list are relevant to decide the matter in dispute. If the accused is permitted to produce the documents at this juncture no harm or prejudice would be caused to the complainant. In view of above discussion point No.1 is answered in the affirmative.

7. Point No.2: Pursuant to above, the court passes the following;

ORDER

An application filed U/Sec.91 of Cr.P.C is hereby allowed.

**Prl. Senior Civil Judge & JMFC,
Jamkhandi.**