

Case advanced to today's board. Sri.SD advocate filed advance application. Accused is present. L/c for accused Sri. SD advocate filed vakalath along with bail application U/sec.478 of BNSS., praying to enlarge the accused on bail for the alleged offences P/u/s. 138 of NI Act.

**2.** It is contended in the bail application that the accused is innocent of alleged offence, he is ready to abide by the conditions imposed by this Court and undertakes to be present on all hearing dates.

**3.** On perusal of the bail application and entire materials available on record it is seen that the offence alleged against the accused is U/s.138 of NI Act, which is bailable-in-nature. Moreover, accused has submitted that he is ready to offer to cash surety and undertakes to be present before the Court on date of hearing and also to abide by the conditions imposed by the Court. Considering the same, this Court proceed to pass the following;

**ORDER**

Accused is released on bail subject to following;

**CONDITIONS**

1. The accused shall execute a personal bond for a sum of Rs.2,00,000/- with one surety for likesum;
2. He shall appear before this court on all hearing dates without fail.
3. He shall not tamper or influence the prosecution witness.

sd/-  
Addl. Civil Judge & JMFC  
Mudigere.

Surety by name Bagali Jagadish, aged about 33 years, S/o Doddaningappa, R/o. Ward No.2, Varakanahalli Village and Post, Hadagali Taluk, Ballari District, is present and produced the E-Khata pertaining to property No.150500200200200412 situated at Varakanahalli Village and Post, Hadagali Taluk, Ballari District.

On careful scrutiny of the surety affidavit and the RTC, the same stands in his name and he offered to stand as surety for the accused. Surety produced affidavit, declaration, electronic copy of the E-Khata and xerox copy of Aadhaar card.

Perused, satisfied and accepted. Office is directed to take bond.

On perusal of materials on record, it could be seen that the complainant has alleged that the accused has borrowed Rs.2,00,000/- from the complainant and for repayment of said amount along with interest, the accused has issued the subject matter cheque which came to be dishonored as 'funds insufficient'. Hence, considering the nature of transaction alleged between the parties, this Court considers to proceed with the matter as per the procedure stipulated for summons case.

L/c for accused files IA U/s.72(2) of BNSS. Heard and perused. NBW against accused is recalled.

For plea. Call on hearing date.

sd/-  
Addl. Civil Judge & JMFC  
Mudigere.