

IN THE COURT OF CIVIL JUDGE & J.M.F.C., SRINGERI

Present : Sri. Rahul Shettigar, B.Com (Hons.),LL.B.,
Civil Judge & JMFC,
Sringeri.

C.C.No. 135/ 2024

Complainant : Smt. Rajini D V
W/o Late. Padhmanabha H.
CEO, Halanduru PACS.
Menase,
Sringeri,
Chikkamagaluru District.

-Vs-

Accused : Mr. Avinash K Y
S/o Yogappa,
Age 33 years,
R/o Kanuvalli, Koduru,
Maige Post,
Sringeri Taluk.
Chikkamagaluru District.

**STATEMENT OF ACCUSED UNDER SECTION 313 OF CODE OF
CRIMINAL PROCEDURE 1973.**

Q. No. 1 : Have you gone through/ heard the evidence?

Ans. : Yes

Q. No. 2 : PW-1/ Smt. Rajini D V, has stated in her chief examination that you the Accused have availed Vehicle Loan from Complainant Society in order to purchase Mahindra Bolero Pickup bearing No. KA-18-B-8876 and you have entered into Loan agreement with Complainant Society and agreed to repay the said loan with interest in monthly installments. After receiving the loan amount, you the Accused have not

keep up your promise and not repaid the said loan amount, you the Accused have been highly irregular in repayment of the monthly installments. After repeated requests and demands, you the Accused went to society and towards full and final settlement of loan amount you the Accused have issued a cheque bearing No. 244236 dated 19.12.2023 for sum of Rs.4,50,000/- drawn on Karnataka Grameena Bank, Menase. What do you say?

Ans. : False

Q. No. 3 : PW -1 has further stated that, on presenting the cheque, it was dishonoured for “**Funds Insufficient and Drawer’s Signature Differs**”. What do you say?

Ans. : False

Q. No. 4 : PW-1 has further stated that inspite of issuance of demand notice to you, you have failed to repay the same within the statutory period and thereby committed an offence punishable U/Sec. 138 of N.I. Act. What do you say?

Ans. : False

Q. No. 5 : Have you got anything to say regarding the evidence adduced against you?

Ans. : Not at this moment.

Q. No. 6 : Have you got any defense evidence?

Ans. : Yes

(This is to certify the above statement was read over and explained to the accused in the language known to him/ her and answers given by him/her are recorded as above and the examination of the accused has been taken in my presence and on my personal hearing and that it contains true and correct account of statement made by the accused).

Date: 02.08.2024

**Sd/-
(Rahul Shettigar)
Civil Judge & JMFC,
Sringeri.**

Signature of Accused: