

110/2026

Counsel for the complainant submits that the present complaint is filed for the offence U/sec.138 of NI Act and complainant has filed his complaint along with the affidavit, therefore in view of the directions of the Hon'ble Supreme Court of India in Indian Banking Association v/s Union of India examination of complainant is not required, therefore this Court may take cognizance for the alleged offence. Heard the counsel for complainant.

I have perused the contents of the complaint, affidavit and documents annexed to it. On perusal of the materials available on record, it appears that the complainant has complied with the ingredients to attract the offence punishable U/Sec. 138 of N.I Act. Hence court is of the opinion that there are sufficient materials to proceed against the accused for alleged offence. Therefore submission made by the counsel for complainant is hereby accepted.

Thus court proceeds to pass following:

ORDER

Cognizance is taken for the offence punishable U/sec. 138 of N I Act. Office is directed to register the case as CC i.e., in Reg No. III against accused for offence punishable under section 138 of Negotiable Instrument Act.

Issue summons to accused through speed post, if copy of complaint, documents, speed post and PF are furnished.

As per the order of the court,
this case is registered in
Register No.III as
CC No. _____

Call on 12-08-2026.

Prl.Civil Judge & JMFC,
Honnali.