

CNR No:PBPT030043322026 **CASE No:COMA-970-2026**

KANWAR PARTAP SINGH SANDHU Vs MOHAMMAD SUAIB

Present: Sh.JAGDEEP SINGH MALHI Adv., counsel for
complainant

File received by transfer in accordance with the order issued by the Office of Learned District and Sessions Judge, Patiala, vide Endorsement No.5279/EB dated 01.05.2026. It be registered.

CW1 complainant has come into witness box as CW1/A and tendered documents in preliminary evidence, from Ex.C1 to Ex.C4 and closed the preliminary evidence. Arguments heard on point of summoning. Perusal of the testimony adduced by CW1 who have proved Ex.C1 to Ex.C4 and contents of the complaint, it is observed that complainant had issued notice to the accused but the accused has failed to give any reply to the notice and had also failed to pay the cheque amount to the complainant within 15 days from the receipt of notice. After holding preliminary enquiry as required by Section 202 of Cr.PC./225 of BNSS, it is prima facie reflected on record that accused has committed offence punishable under Section 138 of Negotiable Instruments Act. Therefore, this court finds sufficient grounds to summon the accused to face trial under Section 138 N.I. Act only qua Cheque in question and accordingly, accused is ordered to be summoned through RC/ordinary summons, through email if given for 28.07.2026, on filing of PF, RC, copy of complaint etc. Dasti summons be issued, if requested.

Date of Order: 21.05.2026
Surinder Kaur Steno-II

Harwinder Singh
Judicial Magistrate - Ist Class
Patiala
UID No . PB00708

