

**IN THE COURT OF THE J.M.F.C, AT: BYADGI
CC.No.732/2024**

Complainant: Hajarajali S/o Babusab Halageri
Age: 54 years, Occ: Agriculture,
R/o: Sangameshwar Nagar, Byadgi,
Tq: Byadgi, Dist: Haveri.

V/S

Accused: Najeersab S/o Peerasab Chopadar
Age: 58 years, Occ: Business,
R/o: Maseedi near, Nagendranamatti,
Haveri, Tq: Dist: Haveri.

STATEMENT OF ACCUSED U/S 351 of Cr.P.C

Q.No.1) Have you heard the evidence of complainant witnesses?

Ans:

Q.No.2) PW.1 has deposed in his evidence that, he is the complainant and he has filed complaint against you accused. What do you say?

Ans:

Q.No.3) PW.1 further deposed that, to discharge liability, you accused issued cheque bearing **No.153772 of The Haveri Urban Co-Operative Bank Limited, Branch Haveri, for Rs.9,00,000/- dtd: 24.06.2024** and he has presented the said cheque in **HDFC Bank, Byadgi Branch, for encashment.** What do you say?

Ans:

Q.No.4) PW.1 further deposed that, the banker has issued **endorsement** stating that "Funds Insufficient" in the account of you accused. He has issued **legal notice through his advocate to you accused on 09.07.2024.** What do you say?

Ans:

Q.No.5) PW.1 further deposed that, **the said notice served by the accused.** He has filed endorsement copy of legal notice, and Postal Acknowledgment receipt before this court. What do you say?

Ans:

Q.No.6) PW.1 further deposed that, you accused intentionally not kept amount in your account and inspite of service of legal notice. You accused has failed to pay the said amount and committed the offence punishable U/Sec.138 of N.I.Act. What do you say?

Ans:

Q.no.7) PW.1 further deposed that, you accused have issued the said cheque towards legally enforceable debt and liability and the same is tilling subsisting. What do you say?

Ans:

Q.No.8) Have you anything else to say?

Ans:

Q.No.9) Have you any defense evidence to lead?

Ans:

(Certified that the statement of accused has been recorded in my presence and personal hearing and that it contains a true and correct account made by said accused).

Date: 10.09.2024

**Sd/-
Civil Judge and JMFC.,
Byadgi.**