

Date: 22.05.2026

**ORDER ON COGNIZANCE**

The complainant has filed the present complaint against the accused for the offence punishable U/S.138 Of N.I Act. In support of the complainant's case, sworn statement of complainant has been recorded. The complainant has also produced the documents in support of his case at Ex.P1 to 6, Ex.P.1 is the cheque dated 27-06-2025, Ex.P.2 return memo dated 14-08-2025, Ex.P.3 is office copy of legal notice dated 04-09-2025, Ex.P.4 is postal receipt, Ex.P.5 postal envelope, Ex.P.6 is the acknowledgment.

Perused the material available on record. The material from record discloses that, the cheque has been produced for encashment within time. The cheque is not encashed for the reason of **account stopped due to 31-crime police** as per the bank endorsement. The complainant caused the legal notice to the accused after dishonour of the cheque receiving the bank endorsement within the time. The complainant has been filed within

the prescribed time under the statutory period and thereby the complainant prima facie made out all statutory ingredients to attract the offence punishable U/s.138 Of NI Act. Therefore, this court is of opinion that the complainant has made out prima facie case to constitute an offence U/sec. 138 of the N.I Act Hence, I proceed to pass the following,

**ORDER**

Register the case as a Criminal Case in Reg.No.III against the accused for the offence punishable U/s.138 of N.I Act.

Issue summons to accused through RPAD U/Sec.227 of BNSS-2023 if RPAD and PF are paid and also to furnish the copy of complainant along with summons returnable by 30-06-2026

Sd/-

**JMFC, Sedam.**