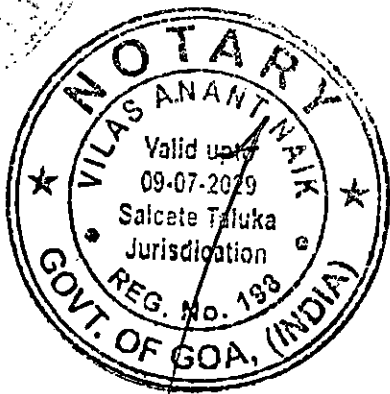


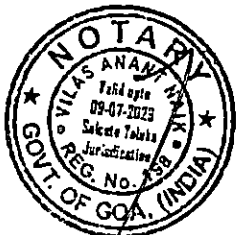
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Presented on 15/4/2025
Under No 742/2025
Superintendent / Head Clerk

IN THE COURT OF JUDICIAL MAGISTRATE FIRST CLASS
SOUTH GOA AT MARGAO

Criminal Case No.OA/NI/127/2025 III



Viraj V. Amonkar
Son of Vishnu Amonkar
Aged about 53 years
R/O G-B, Indra Residency,
Near Abrar Masjid, Shirvodem,
Navelim, South Goa.
403707

...Complainant

[Signature]

2

Versus

Rajdeep Pundalik Kundaikar

Son of Pundalik Kundaikar

Aged about 43 years

R/O H.No. 594, Cajunt, Pulwado (Part),

Benaulim, Salcete, Goa

...Accused

*Received
8/5/26*

COMPLAINT UNDER SECTION 138 OF THE NEGOTIABLE
INSTRUMENT ACT

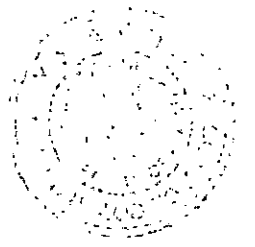
MAY IT PLEASE YOUR HONOUR

The complainant above states and submits as under: -

1. That the complainant states that he and the accused i.e.

Rajdeep P. Kundaikar have been friends for the last 5 years since the accused has a shop in the vicinity of where the complainant runs his business, and that due to the friendship, previously also accused has been requesting the complainant for financial assistance when he in need for the purpose of business exigencies and the complainant informs that out of sheer friendship, complainant has been extending a helping hand to the accused.

[Signature]



2. That the complainant states that accused approached the complainant somewhere on 10-10-2024, for a friendly loan of Rs.3,00,000/- for his business and promised the complainant to pay the same back in a month's time.
3. That the complainant states that after expiry of the month's time, accused again requested more time to make the payment even after persistent follow up by the complainant.
4. That the complainant states that he was in need of money somewhere in the end of January and the start of February 2025 and when he approached accused for the payment of money due by him, accused issued him cheque bearing No.120054, Drawn on Bank of India, dated 01-02-2025, in the name of complainant, for Rs.3,00,000/-.
5. That the said cheque bearing No.120054, Drawn on Bank of India, dated 01-02-2025, in the name of complainant, for Rs.3,00,000/- was deposited by complainant on 01-02-2025 with his bankers the Saraswat Bank, Margao Branch. The cheque was returned back with endorsement "**FUNDS INSUFFICIENT**" vide bank memo dated 04-02-2025.
6. That the accused is liable to pay the complainant the said amount of Rs.3,00,000/- for which legally enforceable debt you issued the complainant the said cheque and subsequent



[Handwritten signature]

4

nonpayment constitutes a clear violation under the Negotiable Instruments Act 1881, as the cheque was issued by the accused towards discharge of a Legally Enforceable Debt towards the complainant.

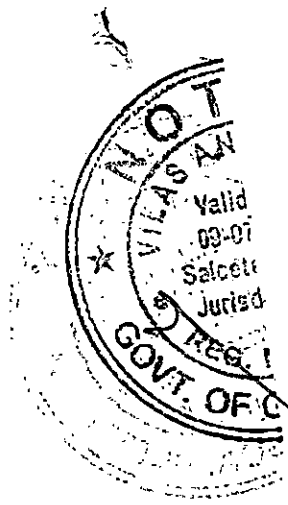
7. The accused is therefore liable to be prosecuted under section 138 of the Negotiable Instrument Act.
8. The said cheque was deposited in the Saraswat Bank, Margao Branch, Goa, therefore this court has territorial jurisdiction to adjudicate upon the same.
9. The complaint is filed within the statutory period of limitation since statutory notice was sent on 27-02-2025 and the same was returned back with postal endorsement "UNCLAIMED" on 03-03-2025 and appropriate court fees of Rs. 6,000/- - are annexed herewith as per article 13 of

the First Schedule of the Goa Court Fees Act 2024.

- Therefore the cause of action arose on 3-3-2025 to file the present proceedings.*
10. The complainant relies upon the cheque bearing No. 120054,

Drawn on Bank of India, dated 01-02-2025 for Rs. 3,00,000/- and bank memo dated 04-02-2025.

11. The complainant therefore prays that the summons may be issued against the accused for the offence under section 138 of the Negotiable Instrument Act and the accused be



[Handwritten signature]

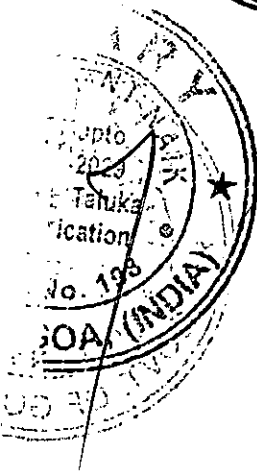
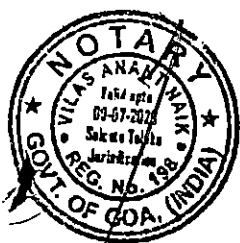
prosecuted and punished under section 138 of the
Negotiable Instrument Act.

Place: Margao-Goa

Date:

[Signature]

Complainant



[Signature]

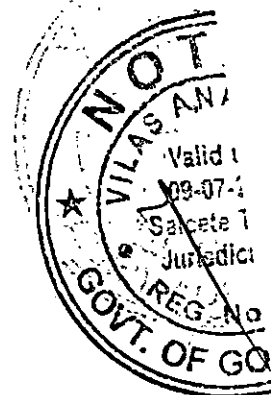
Made over to the Court of CSD
& JMFC Margao, III
Court for its Disposal

Principal, CSD & CJM
South Goa, Margao
Dated: 21/04/2025

EXAMINED AND REGISTERED
UNDER No. 127/0A/NIA/25/III
Dated: 21/04/2025

[Signature]
SUPERINTENDENT
By order of the Court

[Signature]



Handwritten signature

Completed

Chally

Ads for Cemplant

Wheeler
C. A. Wheeler

0
In view of the evidence
dismissed as withdrawn.
Proceeding

19/8/26
one
Mary