

KAKL200006372026



Presented on : 17-02-2026
Registered on : 17-02-2026
Decided on : 04-06-2026
Duration : 0 years, 3 months, 15 days

**IN THE COURT OF
II ADDL CIVIL JUDGE AND JMFC BANGARAPET
AT BANGARAPET,KOLAR
(Presided Over by Sri. Chandrashekar Alabur)**

P.C.R./75/2026

Exhibit No.

Complainant(PROSECUTION):

Suma J.

Through Police Station Officer

, Aged about 46 years,

D/o Jayaraman,Proprietor - RKV Oil Industries Staar Corporation (25-26),

Office at No.36, KGF Main Road,

Bangarpet-563114.

Represented by her GPA Holder

Sri Charan Raj H S, S/o Shivaraj H M

Aged about 32 years, Residing at No.113, Hulibele Village,

Bangarpet Taluk, Kolar District.

BANGARAPETKOLAR

Suma J.

VERSUS

Accused:

Sree Lakshmi Venkateshwaa Traders

Age: 0

Occupation :

Near Old Bus Stop, Katha No.665/531/1,

Opp. Kannada Primary School,

Rama Mandira Road, Hoskote-562114.

2:M. Rajkumar

Age: 0

Occupation :

Aged about 50 years

Proprietor - Sree Lakshmi Venkateshwara

Traders

Near Old Bus Stop

Katha No.665/531/1

Opp. Kannada Primary School

Rama Mandira Road

Hoskote-562114

APP for State Complainant}: Syed Akbar,

Advocate for appearing for Sree Lakshmi Venkateshwara Traders Advocate
appearing for , 2 respectively.

Offence punishable under :

**223,138, of BHARATIYA NAGARIK
SURAKSHA SANHITA,**

ORDER

Complainant and his counsel present.

In light of the judgment of the Hon'ble Supreme Court in Indian Bank Association V/s Union of India as well as the recent judgment of the Hon'ble High Court of Karnataka in Criminal petition No.101514 of 2025, it is well-settled that in cheque dishonour cases under Section 138 NI Act, the Magistrate need not issue a pre-summoning notice to the accused before taking cognizance. Sworn statement of the complainant is recorded.

Document Ex.P.1 to Ex.P.17 were marked.

Heard.

The complainant has filed the complaint against the accused for an offence punishable u/Sec.138 of NI Act.

Ex.P.1 is the G.P.A

Ex.P.2 is a cheque No.001958 Ex.P.2(a) is the signature of the accused.

Ex.P.3 shows that State Bank of India, Bangarpet Branch has dishonored the cheque on 06.12.2025 as "Funds insufficient".

Ex.P.4 is a cheque No.001959 Ex.P.4(a) is the signature of the accused.

Ex.P.5 shows that State Bank of India, Bangarpet Branch has dishonored the cheque on 06.12.2025 as "Funds insufficient".

Ex.P.6 is a cheque No.001960 Ex.P.6(a) is the signature of the accused.

Ex.P.7 shows that State Bank of India, Bangarpet Branch has dishonored the cheque on 06.12.2025 as "Funds insufficient".

Therefore Ex.P.2, Ex.P.4 and Ex.P.6 cheque stands dishonored. Ex.P.8 to Ex.P.10 is the Receipts. Ex.P.11 & Ex.P.12 is the legal notices to the accused on 30.12.2025 calling upon the latter to pay cheque amount within 15 days. Ex.P.13 & Ex.P.14 is the postal receipts. Ex.P.15 & Ex.P.16 is the postal acknowledgments. Ex.P.17 is the Tax invoice. Thereafter the complainant has filed the instant complaint on 17.02.2026.

The contents of the affidavit filed in lieu of examination in chief corroborates with the documents. The ingredients of Sec.138 of NI Act are thus complied with. Accordingly there are reasonable grounds to proceed against the accused for offence punishable u/Sec.138 of NI Act.

ORDER

The cognizance of offence punishable u/Sec.138 of NI Act is taken.

The office is directed to register CC against the accused for offence punishable u/Sec.138 of NI Act.

Office to issue summons to accused through Speed post service if copy of the complaint, Speed post cover and if PF is

furnished.

Date : **04-06-2026**

(Sri. Chandrashekar Alabur)
II ADDL CIVIL JUDGE AND JMFC BANGARAPET

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