

KAKL600043172025



Presented on : 19-09-2025
Registered on : 19-09-2025
Decided on : 04-06-2026
Duration : 0 years, 8 months, 15 days

**IN THE COURT OF
PRL CIVIL JUDGE AND JMFC SRINIVASPUR
AT SRINIVASPUR,KOLAR
(Presided Over by KARN SINGH R U)**

P.C.R./227/2025

Exhibit No.

Complainant(PROSECUTION):

C.B. Kempareddy

Through Police Station Officer

, S/o Late Byreddy, aged about 54 years, R/o Champalli Village, Ronur Hobli,
Srinivaspur Taluk, Kolar District.

SRINIVASPURKOLAR

C.B. Kempareddy

VERSUS

Accused:

G.V. Venkataravana

Age: 56

Occupation :

S/o Late Venkataravanappa, aged about 56 years, Teacher in Govt. Primary School,
Karipalli Village, Gownipalli Post, Rayalpad Hobli, Srinivaspur Taluk, Kolar
District.

R/o Baba Temple Road, Near S.L.V. Convention Hall, Gownipalli Town and Post,
Rayalpad Hobli, Srinivaspur Taluk, Kolar District.

APP for State Complainant}: N Manjunathareddy,
Advocate for appearing for G.V. Venkataravana Advocate appearing for ,

respectively.

**Offence punishable under :
223 of BHARATIYA NAGARIK
SURAKSHA SANHITA,
138.142 of NEGOTIABLE
INSTRUMENTS ACT,**

ORDER

Complainant presented the complaint. I have perused the complaint and the documents annexed therewith. It is alleged that the accused has issued banker's cheque in favour of complainant which came to be dishonoured for reason – "EXCEEDS ARRANGEMENT". Notice was issued to accused on 14.08.2025. Notice issued to accused unserved as unclaimed and refused. Accused has not made the payment under the returned unpaid cheque within 15 days. Complaint is preferred within 30 days. All the necessary requirements of Section 138 of NI Act are complied with.

Hence, prima facie commission of offence P/u/s 138 of NI Act is made out. **The provision of Sec.223 of BNSS 2023 insisting on issuance of notice to accused before cognizance will not be applicable to NI Act offences, as a complete procedure U/s.138 and 142 of NI Act is contemplated notwithstanding anything contained in Cr.PC.**

Cognizance of offence P/u/s 138 of NI Act, 1881, is taken.

Affidavit in lieu of Sworn Statement is filed. Documents annexed are marked as Exhibits P1 to P7.

Hence, office is directed to register a criminal case against the accused.

Office is further directed to issue summons (annexed with a copy of complaint) to the accused by RPAD, if PF and cover is furnished by the complainant.

Call on 28-08-2026.

Date : **04-06-2026**

**(KARN SINGH R U)
PRL CIVIL JUDGE AND JMFC SRINIVASPUR**