

Complainant present and filed his sworn statement affidavit on oath. Complainant is examined as PW-1 and documents are marked as Ex.P-1 to 5. Advocate for complainant prays to treat sworn statement as examination in chief also. Perused the complaint, sworn statement affidavit and documents produced. It discloses that, the cheque was bounced and complainant issued mandatory notice within 30 days from the date of receipt of intimation of bouncing of cheque. The said notice is served on accused and the accused has not paid the cheque and within stipulated period of 15 days from the date of receipt of said legal notice.

Further the instant complaint is filed within stipulated period of receipt of demand notice by accused as provided U/s 138 of N.I.Act.

On perusal of the materials on record it appears that complaint as complied ingredients of section 138 of N.I.Act., it appears that there are sufficient prima-facie material to proceed against accused for the offense Punishable Under Section 138 of N.I.Act. Hence, cognizance against accused is taken. Hence, the following:

ORDER

Register the case in C.C. against the accused for the offense Punishable under section 138 of N.I.Act.

Issue summons to the accused through Court to and office is directed to send copy of the sworn statement along with documents.

ACJ and JMFC
Malavalli