

Accused present. Substance of accusation along with the entire particulars of the complaint are stated to the accused. Accused pleaded not guilty and submitted that he has defense to make.

L/C for the complainant filed memo treating the sworn statement evidence as the evidence of the complainant for the trial of this case. Hence, the sworn statement of the complainant filed by him during per-summoning stage is considered as the evidence of the complainant as per the decision of the Hon'ble Supreme Court rendered in the case of Indian Bank Association and others versus Union of India and others (2014) 5 SCC 590 and also as per the observations made by our Hon'ble High Court in the case of M/s. Mesh Trans Gears Private Limited versus Dr.R.Parvathreddy (Criminal Petition No.8943 of 2010 dated 22.03.2013). Though, there is no stage and necessity to mark the documents, one cheque marked as Ex.P.1, signature of accused as Ex.P.1(a), Bank endorsement is marked as Ex.P.2, copy of demand notice is marked as Ex.P.3, and one postal acknowledgement is marked as Ex.P.4, signature of accused as Ex.P.4(a) for the purpose of identification of the documents.

Statement of the accused is recorded under Section 313 Cr.P.C. Accused has chosen to lead his evidence. Accused has not filed u/s 145(2) of NI Act seeking permission for cross examination of PW-1. Hence, for cross examination is taken as nil.

For defense evidence by 06/06/2022

Sr CJ and JMFC.,
K.R.Nagar.