

Case called out. Accused present. Counsel for accused files bail application Under Section 478 of BNSS Act., and prays for release the accused on bail.

Perused record it is noticed that the complainant has filed complaint alleged that, the accused has committed Offence Punishable U/s 138 NI Act.

The offence punishable under Section 138 of NI Act is bailable in nature. Accordingly, accused is released on bail subject to the condition that, he shall execute personal bond of Rs.10,000/-.

Surety by name Sri. Mahadevagowda M.H. S/o Hanumegowda, Aged about 42 years, R/ at Muduguppe village, Meluru Post, Mirle Hobli, K.R.Nagar Taluk, Mysuru District is present.

He has sworn his affidavit, and produced RTC in respect of his land bearing Sy.No.33/2 to an extent 0.35.00 guntas situated at Donanaghatta Village, Hallimysuru Hobli, Holenarasipura Taluk, Hassan District and xerox copy of Aadhar Card.

Substance of accusation stated to the accused and she asked whether she pleads guilty or has any defence to make. She has pleads not guilty and submits she has defense to make.

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 ILR 2014 KAR 5237. Though, there is no stage and necessity to mark the documents. The cheque bearing No.000001 dated 29.08.2025 for Rs.5,00,000/- drawn on Bank of Baroda, Holenarasipura branch is marked as Ex.P-1, sign of accused as Ex.P-1(a), Bank endorsement is marked as Ex.P-2, Legal notice is marked as Ex.P-3, One postal receipt is marked as Ex.P-4, Postal Track consignment report is marked as Ex.P-5 and Reply notice is marked as Ex.P-6 for the purpose of identification.

Office is directed to take Bond from accused.

Accused has not filed application Under Section 145(2) of N.I.Act seeking permission for cross examination of PW-1. Hence, case posted for defense evidence.

For defense evidence, Call on: 23.02.2026.

Sr. Civil Judge and JMFC.,  
K.R.Nagar.