

MHRG030012142022



Sum. Cri. Case No. 946/2022

(Kailas Baliram Dhodare Vs. Vipin
Harishchandra Mhatre)

CNR No. MHRG030012142022

:: ORDER BELOW EXH. 31 ::

Perused application. The accused failed to file reply. Heard advocate of the complainant. The advocate of the accused absent. The present application is filed under section 143-A of the Negotiable Instruments Act ('the Act' in short) directing the accused to deposit 20% of the cheque amount.

02. Particulars of the offence are recorded and read over to the accused to which he did not plead guilty. The present case is summary trial and as the accused not plead guilty section 143-A of the Act can be invoked.

03. The complainant prayed to direct the accused to deposit 20% of cheque amount. The cheque amount is Rs. 2,90,000/-. As per section 143-A of the Act, interim compensation amount cannot exceed 20% of cheque amount means a Court can order for interim compensation upto 20% of cheque amount which may be 20% or less.

04. As the cheque amount is Rs. 2,90,000/-, in my opinion, it is sufficient to order the accused to deposit interim

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compensation as 10% of cheque amount. In the result, I pass the following order.

:: ORDER ::

1. The application is partly allowed.
2. The accused shall deposit 10% of cheque amount as interim compensation vide section 143-A of the Negotiable Instruments Act, within 60 days from today.

Alibag.

Date : 17/10/2023.

(**S.W. Ugale**)

Chief Judicial Magistrate,
Raigad Alibag