

ORDERS

The complainant has filed this complaint under section 223 of BNSS, for the offense under section 138 of Negotiable Instrument Act against accused person.

Complainant's sworn statement recorded by way of affidavit and examined as Pw1 and documents are produced such as Original cheque drawn at SBI Bank, Huliya branch, on 29.10.2025 said to have been issued by the accused in favor of complainant, an Endorsement dated 29.10.2025 legal notice dated 10.11.2025 issued by complainant through his counsel demanding accused to pay cheque amount well within time as contemplated under provision 138 of N.I. Act and postal receipt and acknowledgment having served on accused as per article tracking report issued by post master of Chikkanayakanhalli Post Office.

On perusal of the complaint and documents placed on record, it discloses that, the complainant made prima-facie case against accused for the offence punishable under section 138 of N.I. Act by complying the essential condition that have to required to be fulfilled as contemplated under the provision of sub-clause (a) to (c) of section 138 of the said act before initiation of the case.

Hence, on considering the material fact and document, cognizance is taken against accused for the offence punishable under section 138 of Negotiable Instrument Act.

Office is directed to register the criminal case in the concerned register.

Issue summons to the accused through SPAD, if PF and SPAD furnished, cover is enclosed.

Call on : 01.09.2026.

Sd/-

Addl. Civil Judge & JMFC, C.N. Halli.