

Order on application filed U/Sec.143-A Negotiable Instrument Act by the complainant:-

Sri. T.S.R. Advocate filed this application on behalf of complainant praying direct the accused to pay the 20% of cheque amount to the complainant in the interest of justice.

2. In the application it is contended that the complainant has filed this complaint against the accused be alleging that the accused has committed an offence under section 138 of N.I. Act. The case has been posted for complainant evidence. It is submitted that in view of the amended N.I. Act, if the accused not pleads guilty he shall deposit interim compensation accordance with law. In this case the accused has not pleads guilty. Therefore, the accused is liable to deposit interim compensation in the above case. Hence this application.

3. The accused has not field any objection inspite of several opportunities were given to him.

4. Heard arguments.

5. Perused application, objection and case papers.

6. The complainant has filed private complaint for offence publishable U/sec. 138 of Negotiable Instrument Act. After receiving summons accused was appeared before this court and after hearing both side he was enlarged on bail. After that the complainant has filed this application praying to direct the accused to pay 20% of cheque amount to the accused. As per sec. 143-A of Negotiable Instrument Act accused shall pay 20% cheque amount as interim compensation to the complainant. Hence the complainant has filed this application

U/sec. 143-A of Negotiable Instrument Act. The accused has not filed any objections to this application. Hence as per Sec.143-A of Negotiable Instrument Act, it is just and necessary to direct the accused to pay interim compensation to the accused. Considering all these aspects, I proceeded to pass following;

ORDER

Application filed by the complainant U/sec. 143-A of Negotiable Instrument Act is hear by allowed.

The accused shall pay 20% of cheque amount to the complainant within 60 days from this order.

Sd/-
Sr. Civil Judge & JMFC.,
Tiptur.