

KABGD00030322022



IN THE COURT OF THE PRL. CIVIL JUDGE & J.M.F.C.,
SANKESHWAR.

CC No:1870/2022

BETWEEN:

Shree Gajanan Souharda Credit Sahakari
Niyamit, Sankeshwar, having its registered
Head Office situated at Nadi galli, Sankeshwar,
Represented by its CEO/Secretary,
Sri. Ajit Prabhakar Shant
Age: 46 years, Occ: Pvt Service,
R/o: Sankeshwar,
Tq: Hukkeri, Dist: Belagavi.

... COMPLAINANT

-AND-

Sri. Prakash Biroba Bhopale
Age: 59 years, Occ: Business,
R/o: Housing Colony, Sankeshwar,
Tq: Hukkeri, Dist: Belagavi.

ACCUSATION

It is alleged by the complainant society that on 03.06.2016 you have obtained a loan of Rs.75,00,000/- under loan A/C No.787 with an interest of @ 14% p.a and in default along with penal interest at the rate of 3%. When the complainant requested you to pay the loan amount, you had issued a cheque bearing No.204866 dtd:25.05.2022 for Rs.1,13,60,030/- drawn on Corporation Bank, Sankeshwar branch in favour of the

complainant. Further it is alleged by the complainant that when the cheque was presented by the complainant through its banker namely Union Bank of India, Sankeshwar Branch, Sankeshwar for encashment, the same was returned unpaid with endorsement as **“Insufficient Funds”** as per banker's Memo dated 26.05.2022. Thereafter, the complainant got issued a lawyer's notice dated 10.06.2022 to you through a Registered Post Acknowledgment due and the said notice returned to the complainant as unclaimed. Since, you have not paid the cheque amount to the complainant within stipulated time you have committed an offence punishable under section 138 of the N.I. Act and within my cognizance.

Qn.No.1 : Have you heard the accusation now read over and explained to you in the language known to you?

Ans :

Qn.No.2 : Do you plead guilty or claims to be defence?

Ans :

(Certified that statement of the accused is taken in my presence and hearing that it contains full and correct account of the statement made by the accused)

Dated : This the 17th November, 2022.

(Nagajyothi M. L.)
P. C. J & J.M.F.C., Sankeshwar.