

Judgment Pronounced in the Open Court (Vide Separate Order)

ORDER

The accused is found guilty of offence punishable under section 138 of NI Act.

Acting under section 278(2) of BNSS the accused is hereby convicted for the offence punishable under section 138 of NI Act and he is sentenced to pay fine of **Rs.30752/-** in default of payment of aforesaid amount of fine, the accused shall undergo simple imprisonment for a period of 4 months,

Out of fine amount of **Rs.30752/-** the amount of **Rs.27752/-** shall be paid to the complainant as compensation under section 395 of BNSS and **Rs.3000/-** shall be paid as a fine to the state.

Further, it is made clear that in view of provision to section 461 of BNSS the accused shall not be absolved of his liability to pay compensation amount of **Rs.27752/-** awarded under section 461 of BNSS even if he undergoes the default sentence.

The bail bond and surety bond of the accused and surety respectively stand canceled.

Office is directed to supply copy of the judgment to the accused free of cost forth with.

Sd/-

**Addl. Civil Judge and JMFC.,
Kumta**