

**ORDER BELOW EXH.1****(Dated : 23/09/2022)**

Perused the complaint and documents filed on the record. According to the complainant the accused has issued the cheque in discharge of his legal liability and it has been dishonored. In spite of issuance of legal notice the accused failed to pay the cheque amount and thereby committed an offence punishable under Section 138 of Negotiable Instrument Act.

Heard learned advocate for the complainant. On perusal of the documents filed on record, it appears that the cheque bearing No.004948 for the amount of Rs.3,00,000/- dated 29/04/2022 was given from Central Bank of India, Branch Bramhanwada Thadi to the complainant by non applicant and it was presented for encasement on 20/05/2022 it is returned with the remarks of "Funds Insufficient" on 20/05/2022. Thereafter, complainant has issued demand notice dated 24/05/2022. It was served on 01/06/2022. The complainant thereafter filed complaint on 08/07/2022. It is therefore appeared that the complaint is filed within limitation. The contention in the complaint are duly supported by the documents and affidavit of verification. Hence, the complainant has made out prima facie case against the accused, hence following order is passed :-

ORDER

Issue process against the accused for the offence punishable under Section 138 of N.I.Act on p.f.

Dtd. 23/09/2022

(G. B. Nandagavale)
Judicial Magistrate First Class,
Court No.2, Chandur Bazar