

ORDER BELOW EXH.01

This is a complaint for offence punishable under section 25 of the Payment and Settlement Systems Act, 2007. In pursuance of inquiry under section 202 of the Code of Criminal Procedure, 1973, I have perused complaint, affidavits (**Exh. 04 & 05**) and documents on record which are filed as per list of documents at Exh. 03.

2. On perusal of the same, it appears that the accused has initiated electronic funds transfer towards the complainant from his account for repayment of loan. However, said transfer could not be executed due to the 'Insufficient funds' on 29/06/2021.

3. The complainant has thus issued a notice on 08/07/2021 to the accused. The notice came with an endorsement "Door locked" on 10/07/2021. Despite of such service of notice, the accused did not pay the amount due to him within initial grace period of 15 days. Thus, present complaint is filed on 21/08/2021 which is well within limitation.

4. As such, prima-facie offence punishable under Section 25 of the Payment and Settlement Systems Act, 2007 is made out against accused. Hence, issue process against accused for said offence.

Dated : 16/07/2022.

Signed/-
(S.S.CHHALANI)
Judicial Magistrate F.C.
Court No.09 Aurangabad.