

MHAU030189522023




ORDER BELOW EXH.1 IN S.C.C. No.11837/2023
Green Gold Seeds Pvt. Ltd. Vs. Kuber Beej Bhandar

Read the complaint, verification affidavit of complainant filed for inquiry under Section 202 of Criminal Procedure Code and documents placed on record. Heard Ld. Advocate for complainant.

02. As the accused is residing beyond territorial jurisdiction of this Court, this Court has conducted inquiry under Section 202 of Cr.PC. In the said inquiry. I have gone through the verification and documents on record more particularly, original cheque, cheque return memo, notice issued to accused, its postal acknowledgment. These documents supports the allegations in the complainant prima-facie. On record, it is apparent that complainant deposited disputed cheque within time limit, it was dishonored for reason '**Insufficient Funds**' notice was sent to accused demanding payment of cheque amount within time limit under Section 138 of N.I. Act, said notice seems to have been refused by the accused. From these contents the prima-facie material ingredients of offence punishable under Section 138 of N.I. Act are made out. Hence issue process u/s 138 of N.I. Act against the accused on PF. Complainant to provide copy of complaint and document for affixing with summons.

Aurangabad.
Dated: 12.12.2023


12-12-23
(Shri. S.L. Ramteke)
13th Jt. J.M.F.C., Aurangabad.