

MHAU050003622025



S.C.C. No. 196/2025

Sagar Shainath Barhate
Vs
Bharatsing Fulchand Dumale

ORDER BELOW EXH. 1

1. Heard Learned Advocate for the complainant. The contents of the complaint and documents available on record prima facie show that the accused has committed an offence punishable under section 138 of the Negotiable Instruments Act.

2. I have read the complaint and affidavit of verification and perused the documents filed along with list of documents i.e. verified copy of cheque No.-112960 dtd. 01/10/2024 and Cheque No.112961 dated 01/11/2024 both of Bank of India Bank and also verified the copy of Bank Return Memo dtd. 24/12/2024 and 27/12/2024 which were received to the complainant with the reason i.e. "Refer to Drawer", copy of notice dtd. 06/01/2025, verified copy of post receipt dtd. 06/01/2025. copy of post acknowledgment with returned closed envelope dated 08/01/2025.

3. The cognizance is taken as the cause of action and the time stipulation contained under section 138 is observed as per the requirement to issue process.

4. Hence, issue process against the accused for the offence punishable under section 138 of the Negotiable Instruments Act. Complainant to furnish copy of Exh.1.

Date -12/03/2025
Place: Vaijapur

D. S. Pisal
Judicial Magistrate F.C.
Vaijapur.

CERTIFICATE	
I affirm that the contents of this P.D.F. file judgment are same, word to word, as per the original judgment.	
Name of Stenographer	Swapnil B. Jadhav Stenographer Grade-III
Court	D. S. Pisal J.M.F.C., Vaijapur
Order delivered on	12/03/25
Order signed by the presiding officer on	17/03/25
Order Uploaded on	17/03/25