

MHKO120006152024



Sum. Cri. Case No.262/2024

(CNR No.MHKO120006152024)

Order below Exh.1

1. Perused the complaint, affidavit and documents filed on record. Heard Ld. Counsel of complainant at length. It reveals from the record that the complainant is claiming the existence of the legally enforceable debt against the accused. For the said outstanding amount accused has issued disputed Bank of Maharashtra, Branch Gargoti cheque No.043816 dated 11/07/2024 of Rs.4,00,000/- in favour of the complainant. Said cheque was presented for the encashment by the complainant. However, it was dishonored with a reason of "***Funds Insufficient***". The memo bears such endorsement is filed on record.

2. The complainant issued demand notice within stipulated period. The said notice is received served. The complaint is filed within stipulated period. Hence, the requirement of 138 of N. I. Act is complied. Thus, prima facie there is sufficient evidence against the accused to issue process under Section 138 of N. I. Act. Consequently, I proceed to pass following order.

ORDER

Issue process against accused u/s. 138 of N.I.Act on P.F.

Date : 10/12/2024

(V. V. Kulkarni)
Judicial Magistrate First Class,
Gargoti