

Record of **Summary Criminal Case No.295/2024** tried in a summary way  
under Chapter XXI of the Code of Criminal Procedure (Act II of 1974)

MHKO120006982024



**IN THE COURT OF SHRI. V. V. KULKARNI,  
JUDICIAL MAGISTRATE, FIRST CLASS,  
GARGOTI, TAL. BHUDARGAD, DIST. KOLHAPUR**

1. Date of offence : 12/11/2024. **Exh.5/C**
2. Date of complaint : 25/11/2024.
3. Name & residence of complainant : Saidas Sanjay Salokhe,  
Age - 30 years, Occ. - Business,  
R/o. Naganwadi, Tal. Bhudargad,  
Dist. Kolhapur.
4. Name & residence of the accused : Shri. Shivaji Keraba Toraskar,  
Age – 55 years, Occu.- Service,  
R/o. Near Hotel Rasika Garden,  
Gargoti road, Uttur, Tal. Ajara,  
Dist. Kolhapur.  
At present R/o. Pimpalgaon,  
Tal. Bhudargad, Dist. Kolhapur
5. Section : Sec. 138 of Negotiable Instruments Act.
6. Particulars of the offence :

That you above named accused issued to the complainant cheque bearing No.509106 dated 14/10/2024 for payment of Rs.10,00,000/- drawn on an account maintained by you with State Bank of India, branch Pimpalgaon, towards the discharge of legally enforceable debt/liability towards the complainant. Thereafter, the complainant deposited the said cheque in HDFC Bank Ltd. Branch Gargoti, Tal. Bhudargad for realization. However, it were returned by the bank unpaid for the reason “Exceeds Arrangement”. Thereafter, the complainant made demand for payment of the amount of the cheque by giving you a notice in writing dated 23/10/2024. The said notice was duly served to you. Despite service of notice, you failed to make the payment of the cheque amount to the complainant within stipulated period from the receipt of

the said notice and thereby you committed an offence punishable under Section 138 of the Negotiable Instrument Act.

Date : 17/01/2025.

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

7. **Plea of the accused :-**

Que.No. 1 : Have you received the copy of the complaint ?

Answer : Yes.

Que.No. 2 : Have you understood the particulars of offence now read over and explained to you in vernacular ?

Answer : Yes.

Que.No. 3 : Do you plead guilty ?

Answer : I do not plead guilty.

Que.No. 4 : Do you want legal aid at the state expense ?

Answer : No.

Before me,

\_\_\_\_\_  
Sign. of accused.

Place : Gargoti.

Date : 17/01/2025.

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