

S.C.C. No. 511/2025.
Kashinath Charati Vs. Pawan.

ORDER BELOW EXH. 1

1. Perused complaint and verification of the complainant on affidavit along with documents file on record.
2. Heard. It appears that, the accused had issued cheque. Which was deposited by the complainant in his Bank, but it was dishonored and returned back. Thereafter, the complainant had issued legal notice to the accused, which was deemed to be served to accused, in spite of that the accused failed to repay the Cheque amount to the complainant within statutory period. Hence, complainant filed this complaint under Section 138 of the Negotiable Instrument Act within limitation.
3. It reveals that, allegations made in a complaint are prima-facie sufficient to proceed against the accused persons as he is resided within the jurisdiction of this court. Prima-facie sufficient evidence on record to proceed against accused. Therefore, I do not find any reason to heard accused at this stage. Hence, I pass following order,

ORDER

1. Issue process against accused U/sec.138 of the Negotiable Instruments Act.
2. Accused is at liberty to proceed U/sec.145(2) of the Negotiable Instruments Act on his appearance.
3. Complainant is permitted to service notice to accused through R. P. A. D.

Date: 24.09.2025.

(R. P Thore)
Judicial Magistrate First Class,
Ajara.

Order below Exh.2

Vakalatnama - Seen and filed.

Order below Exh.3

List of documents- Seen and filed.

Order below Exh.4

Affidavit of verification - Seen and filed.

Order below Exh.5

Affidavit of evidence- Seen and filed.

Date: 24.09.2025



(R. P. Thore)

Judicial Magistrate First Class,
Ajara.