

S.C.C. No. 613/2025.
Ajara Urban Vs. Swastik.

ORDER BELOW EXH. 1

1. Perused complaint and verification of the complainant on affidavit along with documents filed 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 duly served to him, in spite of that he failed to repay the Cheque amount within statutory period. Hence, complainant filed this complaint under Section 138 of the Negotiable Instrument Act within limitation.
3. The documents filed by the complainant on record sufficient to satisfy the allegations made in a complaint and prima-facie prove the offence leveled against the accused though he resided outside 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 N. I. 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. in addition of regular process.

Date: 16.03.2026.

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

Order below Exh.2

Vakalatnama - Seen and filed.

Order below Exh.3

List of documents- filed.

Order below Exh.4

Affidavit of verification and evidence- filed.

Date: 16.03.2026

(R. P. Thore)

Judicial Magistrate First Class,
Ajara.

