

S.C.C. No. 738/2017

Sai Shradha Mahila Bachat Gat
Vs. Jitendra +2.

ORDER BELOW EXH. 1

Perused the complaint on affidavit. Heard learned Advocate for the complainant. Perusal of the complaint shows that, the accused issued cheque towards the discharge of legally enforceable debt or liability in favour of the complainant which was received back unpaid due to funds insufficient in the account of accused and they failed to repay the cheque amount to the complainant after receipt of the notice within the stipulated time. Thus, at this stage prima-facie case is made out against accused for issuing summons for the offence punishable under Section 138 of the Negotiable Instruments Act, 1881. Hence I pass the following order.

ORDER

- 1) Issue summons to accused for the offence punishable under Section 138 of the Negotiable Instruments Act, 1881 on payment of process fee.
- 2) The complainant to follow the mandate of Section 204 of the Code of Criminal Procedure, 1973 i.e. to supply copy of complaint along with all the documents and to pay the required process fee within three days.

Date : 15/07/2017.

Sd/---
(S. S. Mahale)
Judicial Magistrate First Class,
(Joint Court), Sinnar.