

MHOS130016982023

**ORDER PASSED BELOW EXH.1 IN****SCC No.334/2023****(Datta Bhika Mali****Vs.****Kishor Laxman Ovhal)***CNR No. MHOS130016982023*

It is the contention of complainant that the accused had issued disputed cheque bearing No."577781" dated **05-08-2023** of **Rs.84,000/-** in discharge of debt. However, the said cheque was dishonoured with endorsement "Funds Insufficient" from the account maintained by the accused. The information as to its dishonour was received to the complainant on **18-08-2023**. Thereafter, the accused despite of the demand notice sent by the complainant dated **04-09-2023** which was received by accused on **23.09.2023**. However, he failed to pay the cheque amount. Hence, the present complaint has been filed on **26-10-2023** for the offence punishable under Section 138 of the Negotiable Instrument Act, 1881.

02. Heard the learned Advocate for the complainant. Perused the record of the case. The compliance of all the essential ingredients prima facie show the involvement of the accused in the alleged offence. Hence, the following order.

ORDER

Issue process against the accused for the offence punishable under section 138 of the Negotiable Instrument Act, 1881.

Date: 21-02-2024

Sd/-
(Husna R. Khan)
JMFC, Court No. 2,
Bhoom.

Certificate

I affirm that, the contents of this P.D.F. file order are same, word to word, as per the original order.

Name of Stenographer	...	N. V. Koli Stenographer Grade-3
Name of Court	...	JMFC, Court No.2, Bhoom, Tal. Bhoom.
Order Date	...	21-02-2024
Order signed by the Presiding Officer on	...	21-02-2024
Order uploaded on	...	21-02-2024