

ORDER BELOW EXH.1.

Perused the record and proceeding. The present case is filed against the accused for the offence punishable under Section 138 of the Negotiable Instruments Act 1981. On perusal of complaint it shows that accused is residing out of territorial jurisdiction of this Court. Section 202 of Code of Criminal Procedure provides that, where the accused is residing at a place beyond the area in which magistrate exercises his jurisdiction, shall postpone the issue of process against the accused and inquire into the case for the purpose of deciding whether or not there is sufficient ground for proceeding. As the accused is residing beyond territorial jurisdiction of this Court, matter requires inquiry under section 202 of Code of Criminal procedure. In view of this provision, it would be just and appropriate to postpone issuance of process in the present case. Hence, I pass following order.

ORDER

1. Issue process order is postponed.
2. Matter be kept for inquiry under Section 202 of Code of Criminal Procedure.

Date: 28/08/2024

(N.K.Nagargoje)
JMFC, Bhore, Dist. Pune