

ORDER BELOW EXH.1

Perused the complaint, verification of the complainant, documents filed on record. Heard learned advocate for the complainant. Considering the complaint and documents on record, it prima-facie appears that the cheques issued by the accused is dis-honoured due to ***“Funds Insufficient”*** and accused also failed to pay the cheque amount to the complainant after receiving notice. The complaint filed is within limitation, there is sufficient ground for proceeding against accused for the offence punishable under Section **138 of the Negotiable Instrument Act, 1881**. Hence, I pass following order.

ORDER

- 1] Issue process against the accused for the offence punishable under Section 138 of Negotiable Instrument Act.
- 2] The accused is at liberty to make an application for compounding the offence at the first or second hearing of the case, and if such an application is made, compounding of the offence would be considered without any costs and if such application is not made, the compounding of the offence shall be subject to costs as per the guidelines of the Supreme Court.
- 3] The summons be sent by speed post for speedy service as per Section 144 of the N.I. Act.
- 4] The complainant shall supply to the accused the copy of the complaint along with the documents in list at Exhibit No.03.

Date :- 15/01/2025

(T.S.Wakdikar)
Judicial Magistrate First Class,
Ghodnadi, Tq.Shirur, Dist.Pune.