

MHRG030002312019



Regular Cri. Case No.121/2019

Nikesh Rajendra Patil

Vs. Vinod Dhondu Walanj

CNR No. MHRG030002312019

:: ORDER BELOW EXH. 1 ::

Perused complaint, verification statement of the complainant and documents produced on the record on behalf of the complainant. Heard advocate Smt. Priyanka Birje for complainant. The complainant filed present complaint u/sec. 420 and 406 of the Indian Penal Code. It appears from the recitals of the complaint that he sold his truck bearing No. MH-43-Y-1846 at Rs. 6,15,000/- to accused vide agreement dated 09/05/2017. Out of that amount, accused paid Rs. 1,40,000/- to complainant by way of cheques. Complainant had purchased said truck on loan from M/s. Shriram Transport Finance, Branch Pen. As per agreement dated 09/05/2017, accused had to pay remaining loan amount of truck and renew its permit. Accused did not repay the loan amount nor renew the truck permit. The complainant informed the accused about non payment of loan installments and permit renewal vide notice dated 18/05/2018. After two months period, complainant asked the accused about loan installments. But accused did not give any response and disobeyed the

conditions of agreement and cheated complainant. Therefore, prima facie case is made out against accused for issue process u/sec. 420, 406 of Indian Penal Code. Hence, considering above aspects, I pass the following order.

:: ORDER ::

1. Issue process against accused for the offences punishable u/sec. 420, 406 of Indian Penal Code.
2. Issue summons to accused accordingly returnable on 18/03/2021.

Alibag.
Date : **19/01/20201**

(**Sau. S.S. Pingale**)
Chief Judicial Magistrate,
Raigad Alibag