

Om Parkash Uppal vs. Arun Bala Taneja
CNR No.PBKPA1-0013592025

Nact-139-2025

Present: Complainant with counsel Sh.V.K.Sharma Advocate.

Complaint U/s 138 of Negotiable Instrument Act is presented today. It be checked and registered in the relevant register under rules.

Complainant Om Parkash Uppal has been appeared as CW-1 and tendered into evidence the duly sworn affidavit along with documents in his preliminary evidence as Ex.C1 to Ex.C5 and, thereafter, closed his preliminary evidence.

As per proviso to Sections 223 of Bharatiya Nagarik Suraksha, Sanhita 2023, no cognizance of an offence can be taken by the Magistrate without giving the accused an opportunity of being heard. Hence, under the said provision, it becomes mandatory of this Court to hear the accused before passing the summoning order against him.

In view of the above facts and circumstance, let notice to accused/respondent be issued through RC/AD for 08.08.2025 with direction to complainant to file RC/AD within 7 days.

Date of Order: 31.05.2025
joni rani

(Ms. Supreet Kaur)
Sub Divisional Judicial Magistrate,
Phagwara
UID No . PB00430