

:: ORDER BELOW EXH.1 IN S.C.C.No.388/2021 ::

Heard learned advocate on behalf of the complainant. Perused the record. As per the direction of the Hon'ble Delhi High Court in the Case of **Rajesh Agarwal V/s. State reported in LEX(DLH) 2010 7 404**, there is no need to record verification of the complainant if the complaint is accompanied with affidavit. I have also gone through the cases cited on behalf of the complainant. These cases are **Santa priya engineers (PVT) LTD. Vs. Uday Sankar Das reported in LEX(CAL) 1993 6 3, HMT Watches LTD. Vs. M. A. Abida reported in LEX(SC) 2015 3 46**. As per the principals laid down by the Hon'ble Calcutta High Court and the Hon'ble Apex Court, necessities required as per the provisions of the Negotiable Instruments Act are all complied. Prima facie, I found substance in the complaint hence issue process against the accused to for the offence punishable under section 138 of the Negotiable Instruments Act.

Karjat
Date:17/01/2022

(Manod V. Tokale)
Judicial Magistrate F.C.Karjat.