


<p>CNR No. MHRG080019032023</p> 	<p><u>S.C.C NO. 1153/2023</u></p> <p>Yogesh Mukund Khopkar</p> <p>Vs.</p> <p>Abhishek Rajan Kamble</p>
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Order below Exh. 14

1. This is an application filed by complainant for direction to pay interim compensation u/s 143-A of the N.I.Act. It is stated that accused pleads not guilty to the accusation. As per the complainant cheque amount is Rs. 94,582/-. Complainant prayed for 20% as interim compensation.
2. Accused has filed say below present application. According to accused complainant has filed false application and denied all the contentions in application. Case is pending for filing evidence affidavit. Case needs to be decided on merit. Therefore, present application should be rejected. Accused relied on 1) G. J. Raja Vs. Tejraj Surana in which it is held that in the ultimate, we hold Section 143-A to be prospective in operation and that the provisions of said Section 143-A can be applied or invoked only in cases where the offence under Section 138 of the Act was committed after the introduction of said Section 143-A in the statute book. 2) Rakesh Ranjan Shrivastav Vs. The State of Jharkhand and Others. Accordingly facts in this case and facts in present case are identical. Hence this judgment is applicable to case in hand.
3. Perused application.
4. Heard both sides.
5. Complainant has filed documents alongwith case which

made out prima facie case against accused. Trial will take its own time. After perusal of the application it appears that complainant award that he need the amount of Rs. 18,916.40/- for his domestic needs. According to the provision amount of interim compensation is deposited in the court. Therefore reason mentioned in the application is not satisfactory for granting interim compensation. Case will take its own time to conduct trial for that purpose it is necessary for complainant to file evidence affidavit. Therefore present application is liable to reject.

6. Hence, in view of the above discussion this is not a fit case to order 20% interim compensation to be deposit in the court.

ORDER

Application Exh. 14 is rejected.

Date:- 03.09.2025
Khalapur.

(**Smt. S.S.Deshmukh**)
Judicial Magistrate First Class.
Khalapur.

Certificate

I affirm that, the contents of the P.D.F file order are same word to word as per original order.

Court Name	:	Smt. S. S. Deshmukh CJJD & JMFC, Khalapur
Name of Steno	:	Shri. Rakesh S. Patil Stenographer, Grade – III
Date of Order	:	03/09/2025
Order signed by P. O. On	:	03/09/2025
Date of PDF & Order uploaded on :	:	03/09/2025