

**Order below Exh.01**

1. Perused the complaint, verification and documents filed on record. Heard learned advocate for complainant.

2. It is seen that, accused had taken insecticides on the credit of Rs. 6,74,500/- from the complainant and issued cheque No.065223 maintained by him with Bank of Maharashtra, Br. Jamsande for repayment of amount i.e. Rs.6,74,500/- dt.26/05/2020. The complainant had presented the cheque to HDFC Bank, Branch Deogad, on 08/06/2020 which was dishonoured and returned to the complainant on 12/06/2020 for the reason "Funds Insufficient" in the account. So the complainant issued demand notice on 09/07/2020 i.e. within limitation of receipt of information about dishonour of cheque from the bank and the same was served upon the accused on 23/07/2020. Accordingly, the present complaint is filed on 05/09/2020.

3. Thus, the complainant has made out prima facie case against accused u/s 138 of the Negotiable Instruments Act. Hence, Issue process against accused u/s. 138 of the Negotiable Instruments Act through regular made on process fees, r/o.25/11/2021.

Date : 25/10/2021.

( B. R. Patil )  
Judicial Magistrate F.C.  
Deogad.