

ORDER BELOW EXH. 1 IN SCC NO.371/2024

The present case is instituted under Section 138 of Negotiable Instrument Act, 1881 (*in short N.I. Act*) which is a special enactment and its provisions take precedence over provisions of Bhartiya Nagarik Suraksha Sanhita, 2023 (*in short BNSS*) in cases instituted under this Act. Hence, in view of Section 5 of BNSS r/w Section 143 of N. I. Act, it is not necessary to hear the accused as per First proviso to Section 223 of BNSS. Hence, case be kept for verification of the complainant.

Date:- 26.09.2025

(**M. A. Kulkarni**)
Judicial Magistrate First Class,
Kavathe Mahankal