

Order below Exh.1 in SCC 642/2024
V S. Desai Vs Laxman Jakhagonda

The complaint is under Section 138 of the NI Act.

2 Perused the complaint, verification, and the record.

3 Heard.

4 The complainant is an advocate. The accused is a proprietor of Air Wind Services. The applicant owns the vehicle Mahindra TUV MH 03 6265. The same was given to the accused on monthly rent of Rs. 65,000/- (Rs.Sixty Five Thousand only). On or about 01/05/2024 the month of the rent expired, and the second month rent commenced from 01/06/2024. The accused had a liability of Rs. 1,95,000/- (Rs.One lakh ninety five thousand only). The complainant demanded the amount. The accused delivered to the complainant on 20/07/2024 a cheque of Rs. 87,000/- (Rs. Eighty seven thousand only). The rest of the amount was agreed to paid later on. The cheque was presented which came to be dishonored for funds insufficient in the account of the accused. The complainant issued a notice by RPAD to the accused, which he received. The accused failed to to comply the same. The complaint is within limitation. The accused is resident of local jurisdiction of this Court. Prima-facie, the offence under Section 138 of the NI Act is made out. Hence, the following

Order

Issue process against the accused for the offence under Section 138 of the NI Act.

Jath
Date.06/11/2024

(Sanjay P.Bunde)
J.M.F.C, Jath (Court No.2)