

E-Filing
Order Below Exh. 01
In S.C.C. No.334/2024

Read the complaint and the documents filed therewith.

2. Heard Ld. advocate for the complainant.

3. It prima facie appears that, the accused had issued the cheque bearing no.386702 dated 17.07.2024 on an account maintained with State Bank of India, Branch-Kadegaon for discharge of debt or liability of Rs.75,000/- in favour of the complainant. As per the complaint, on 24-09-2024 he had presented said cheque with State Bank of India Branch-Kadegoan. However, on 24-09-2024 the said cheque was dishonoured for the reason 'Funds Insufficients'.

4. Thereafter, on 09-10-2024 the complainant had issued the notice to the accused demanding payment of the said amount. On 31-10-2024 the accused was served with the said notice. However, accused failed to make the payment of said cheque amount. Thus, from perusal of complaint it appears that, the complainant has made out prima facie case for issuance of process against the accused for the offence punishable under section 138 of the Negotiable Instrument Act. Moreover, the complaint is within the limitation. In view of above discussion and economic offence, I proceed to pass following order ;

ORDER

Issue process against the accused Akshay Mahadev Gurav for the offence punishable under section 138 of the Negotiable Instrument Act, 1881, vide Section 227 of Bhartiya Nagarik Suraksha Sanhita 2023 returnable on 18.01.2024.

**Place : Kadegaon.
Date : 20/12/2024.**

**(C. R. Patil)
Judicial Magistrate First Class,
Kadegaon.**