

ORDER BELOW EXH. NO. 01
(Passed on 25/03/2026)

Perused the complaint. Affidavit supported with it, documents placed on record. Heard learned advocate for complainant on the point of issuance of process.

2. The complainant has filed verified copy of cheque. Thus, it appears accused has given cheque in question. The complainant has made efforts to in cash cheque amount. It appears cheque in question is dishonored due to reason mentioned in bank memo "Exceeds arrangement". It appears that the complainant gave mandatory notice within 30 days to the accused and asked him to make payment of said amount. Thus, it appears cause of action has accrued in favour of complainant. It appears cheque has been given by the accused towards legally enforceable debt and liability. Thus, at this primary stage, fundamental ingredients of offence punishable under section 138 of The Negotiable Instruments Act are attracted in present case. Hence, following order:-

ORDER

1. As per section 204 (1)(a) Code of Criminal procedure issue process and summons against the accused for offence punishable under section 138 of The Negotiable Instruments Act.
2. Complainant to pay the process fees, if not already paid.

Date:- 25/03/2026

(A.K.Sharma)
Judicial Magistrate, F.C., Karmala