

Order Below Exh. 1

(Pooja Vinayakrao Mate (Pooja Ganesh Gonde) Vs. Tarun Tikaram
Gorakha)

This is a complaint under Section 138 of Negotiable Instrument Act. The complainant entered into an oral agreement whereby she returned her Ice-cream machine to the accused. The accused has paid Rs. 40,000/- in cheque form, when complainant deposited the said cheque to her bank, it was bounced by reason of defect in the signature. It also appears that, prima facie there was a transaction. The statutory notice was issued to the notice. It was received to the accused despite. He has not made the payment within 15 days of receipt of notice. Heard, Learned Advocate R. R. Dod for the complainant. This Court has personally examined the complainant. On perusal of the document and above enquiry and argument prima facie, the deposited cheque is issued in respect of discharged of legally enforceable debts. Therefore, cognizance is requires to be taken. Hence, this Court is passing following order.

Order :-

Issue process to the accused for the offence punishable under Section 138 of Negotiable Instrument Act.

Date: 11/07/2025
Wardha.

(H. P. Pancholi)
Judicial Magistrate, First Class,
[Court No.3] Wardha.