

Complainant filed affidavit in lieu of Sworn statement along with complainant. Heard, complainant examined as PW1 sworn statement recorded by way of affidavit and got marked **EXP1** to **EXP9**. I have perused by complainant and documents produced by complainant. Sworn statement is recorded. His sworn statement is recorded. His Sworn statement corroborates the contents of the complaint and he has produced cheque and other material documents. His Sworn statement Prima-Facie establish that the accused has committed offence P/U/Sec. 138 of NI Act. Therefore, by the material placed on record by the complainant at this stage are sufficient to proceed against the accused of the offence U/Sec. 138 of NI Act.

The complainant has complied with all the Mandatory requirements of complaint against the accused.

Therefore, I am satisfied that there are sufficient materials on record at this stage to proceed against the accused for the offence P/U/Sec. 138 of NI Act. Accordingly, I proceed to pass the following;

ORDER

Office is directed to Register the case as Criminal case against the accused for the offence P/U/Sec. 138 of NI Act, in register No.III as a CC.

Original cheque verified and office is directed to keep EXP1. In safe custody.

Issue SS to accused through RPAD if
PF Paid.R/by: 21.12.2022.

Prl.Civil Judge and JMFC
Kunigal.