

MHYA070022282025	<u>SCC. No. 1093/2025</u> <u>Godavari Urban Multistate Cre. Co-Op. So. Ltd</u> <u>V/s</u> <u>Javed Mohammad Ali Jakhura</u>
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Order Below Exh- 1

Perused the contents of Complaint, Affidavit of Verification of Authorized Representative of Bank i.e. Complainant, and also read the documents filed along with the complaint. Heard the Learned Advocate S. I. Khivasara. It appears that, the accused issued cheque of the Pusad Urban Co-op Bank Ltd, Branch Darwha. i.e. to the complainant bearing No. 015322 on 10/09/2025 amounting to Rs 3,42,000/- to the complainant.

The Complainant deposited said cheque in his bank account namely Yavatmal Urban Co-Op. So. Ltd, Branch Darwha on 12/09/2025 and it was dishonored on the ground of "Funds Insufficient". The cheque was returned with a bank memo on 15/09/2025. Thereafter the complainant has sent the demand notice to the accused through his advocate on 29/09/2025 and that notice was received by the accused on dated 30/09/2025. Despite notice, the accused failed to repay the amount within 15 days from the service of notice. Hence cause action arose to the complainant for filing the present complaint on 16/10/2025.

The present complaint was filed on 12/11/2025. The complaint is within a limitation. It is prima facie appears that there is sufficient ground to proceed further against accused U/s 138 of The Negotiable Instruments Act 1881. Hence issue process against Accused for the offence punishable U/s 138 of the Negotiable Instruments Act 1881, returnable on 12/08/2026.

Date:- 10/07/2026

Place:- Darwha, Yavatmal

(Nilesh L. Patil)

Judicial Magistrate F. C.(Court-2),
Darwha.