

MHMM180037312023



C.C.No.344/SC/2023

MOHAN J. GANGARAMANI Vs. N M
MEHTA AND CO

IN THE COURT OF METROPOLITAN MAGISTRATE, 58TH COURT, BANDRA,
MUMBAI

ORDER BELOW EXH.1

Read the complaint, verification. Perused the documents filed on record. Heard the Ld. Counsel for the complainant. The contents of the complaint are supported by affidavit. Accused No.1 is a Partnership firm and accused Nos.2 to 6 are its partners. The cheque in question is issued for the partnership firm. The accused are not residents within the limits of jurisdiction of this court. However, during inquiry u/sec.202 of Cr.PC. it reveals that cause of action is arose within the limits of jurisdiction of this court. I found substance and grounds to proceed against the accused on the basis of inquiry held and documents on record. Prima facie substance is found to proceed against the accused for dishonour of cheque and failure to pay the cheque amount on demand. Hence, issue process against the accused Nos.1 to 6 for the offences punishable u/sec.138 r/w.sec.141 of Negotiable Instrument Act on PF.

2. The summons to accused No.1 to 6 be sent alongwith the copy of the complaint, all documents annexed to the complaint and copy of affidavit of complainant's evidence with specific remarks as to liberty of accused No.1 to 6 to pay the amount of cheque in question on the first date of their appearance in the case as per the guidelines of Honourable Supreme Court.

3. Process R/o.14.12.2023.

Mumbai,
Dated : 15.09.2023

(M. P. Saraf)
Metropolitan Magistrate,
58th Court, Bandra, Mumbai.
J.O.Code – MH01362

CERTIFICATE

I affirm that the contents of this P.D.F file Order are same, word to word as per the original Order.

Name of Stenographer : Mrs. Aditi Ravikiran Dalvi
Court : Metropolitan Magistrate, 58th Court, Bandra,
Mumbai.
Dictated in open court on : 15.09.2023.
Transcribed and Typed on : 15.09.2023.
Order printed and Signed on : 15.09.2023.
Order Uploaded on : 15.09.2023.