

New Dhillon Fin. Vs. Krishan Kanayia.

Present:- Complainant with counsel Sh. Bhupinder Singh, Advocate.

Complaint presented today. It be checked and registered. One CW is present and examined. Complainant closed preliminary evidence after tendering documents.

Arguments heard on the point of summoning to accused. Brief facts of the case are that accused took a loan from the complainant. In order to discharge of his outstanding debt, the accused issued a Cheque No.085643 dated:-28.03.2017 for an amount of Rs.27,680/- in favour of the complainant, with an assurance that the same would be honoured and encashed at the time of its presentation in the bank, but on presentation of the cheque in the bank, the said cheque was dishonoured on account of "Funds Insufficient" and thereafter, the complainant got issued a legal notice dated 10.04.2017 through counsel calling upon the accused to make the payment of the said cheque within the stipulated period, but inspite of that notice, accused did not make the payment of the said cheque. Hence this complaint.

In preliminary evidence, the complainant has tendered into evidence documents i.e. Affidavit Ex.CA, Original Cheque Ex.C1, memo Ex.C2, Ex.C3 and Legal Notice Ex.C4 and close the preliminary evidence.

I have heard the learned counsel for the complainant and have gone through the file carefully. Keeping in view the documents/preliminary evidence brought on record by the complainant, I call upon the accused to face trial U/s 138 of N.I Act and the accused is ordered to be summoned U/s 138 of N.I.Act for 22.08.2017 on filing of PF, copy of complaint and list of witnesses.

Dated:-19.05.2017

Nitish

(Rachhpal Singh)
SDJM/Sultanpur Lodhi.
(UID No.PB0284)

Next Date:- 22.08.2017

Purpose:- _____