

C.R Case 75/2020

CIS No. CR/75/2020

UID: WB0981

Order No.24 dated 17.02.2023:

The sole accused person namely, Sayan Dutta is present before the Court by filing hazira.

Now the record is taken up for examination of the accused person U/s-251 of Cr.P.C.

Heard both sides.

Perused the case record, including the original written complaint and other documents on record.

On perusal of the case record throughly I am of the view that there are sufficient prima facie materials for proceeding against the accused person U/s- 138 of N.I. Act. Therefore, the particulars of the offence is stated to the accused person in Bengali to the effect that “ In order to discharge your liability, you issued a cheque being no.000005 drawn on UCO Bank, Kalna Branch amounting to Rs.1,35,000/- on 16.01.2020 in favour of the complainant which on being presented for encashment, was dishonoured owing to insufficiency of funds in your account on 17.01.2020. Thereafter in spite of receiving demand notice dated 15.02.2020 from the Ld. Advocate for the complainant, you failed to make repayment of your debt to the complainant within the statutory period. Thereby you have committed an offence punishable u/s 138 of the N.I. Act”. Then, on being asked whether he pleads guilty or not, the accused pleads not guilty by saying in Bengali “Ami Nirdosh” and claims to be tried.

To 28.03.2023 for evidence.

The complainant must be present.

Accused is as before.

D/C by me:

ACJM, Kalna.

ACJM, Kalna.