

**In The Court of Ld Judicial Magistrate, 6th Court,
Asansol, Paschim Bardhaman
Present : Ms. Misha Mrinaya
Judicial Magistrate,
6th Court, Asansol, Paschim Bardhaman.**

C case 943 of 2023

Date of delivery of Order : 30.08.2024

Today is fixed for hearing of petition for interim compensation u/s 143A of N.I act.

The complainant had on 08.12.2023 filed a petition u/s 143A of N.I Act seeking necessary order on the grounds stated therein.

Prima facie, it can be made out that the accused person, namely Babita Roy Routh issued one account payee cheque number 000836 dated 26.04.2022 drawn on ICICI Bank, Asansol Branch in favour of the complainant. The cheque was dishonoured and returned by the Complainant's banker unencashed with the memos of the drawee bank with endorsements "funds insufficient on 08.06.2022.

The accused had also appeared before this court on 03.10.2023 whereby he was charged u/s 138 of N.I Act and he pleaded not guilty. Therefore, all the ingredients of s. 143A of NI Act is satisfied.

After hearing both parties and perusing their records, I am of the opinion that the petition for interim compensation u/s 143A of the Negotiable Instruments act may be allowed and the accused be directed to pay 15% of the amount within 60 (sixty) days of the date of order.

Hence it is

Ordered

That the accused be directed to pay Rs. 30,000 (Thirty thousand only) to the complainant within 60 days of the date of order.

If, this case is disposed in favour of the accused, the complainant shall return this amount in addition to the bank interest rates to the accused.

Let a copy of this order be handed over to the complainant free of costs.

Typed and corrected by me.

J.M. 6th court, Paschim Bardhaman

*Judicial Magistrate, 6th
Court, Paschim Bardhaman*