

C Case 1585 of 2021
Present: Amrita Banerjee(WB01337)
Judicial Magistrate, 2nd Court, Asansol

Order dated 07.02.2024

Today is fixed for appearance.

Complainant files hajira.

Accused person namely Santosh Kumar Barnwal is present in the Court.

Record is taken up for consideration of plea under Section 251 of Cr.P.C. Perused the CD and the record. Heard Ld. Defence counsel.

Ld. APP is present.

The substance of accusation is that the accused took supply of dry fruit materials worth of Rs 2,95,000/- from the complainant Anil Barnwal and on 09.08.2021 the accused issued six a/c payee post dated cheques bearing no. 506776, 506777, 506778, 506779, 37236 and 37237 of Rs.50,000/- each of State Bank of India, Durgapur to the complainant. The complainant presented the same for encashment before the Bandhan Bank, Barakar Branch, but all of them got dishonoured as “Drawer’s funds insufficient and stop payment”. The complainant on 21.09.2021 sent Advocate’s notice to the accused demanding to repay the cheque amount of Rs.2,95,000/- and the said notice was received by the accused but till date the accused did not pay the said amount.

The substance of accusation for offence under Section 138 of N.I Act 1881 is read over and explained to the accused under Section 251 of Cr.P.C. to which he pleads not guilty by saying “Nirdosh” and claimed to be tried.

The complainant files a petition u/s 143A of NI Act. Copy served.

Fix **01.03.2024** for petition hearing, W/O in the meantime.

Dictated and corrected by me,

Sd/-

**Judicial Magistrate 2nd Court,
Asansol, Paschim Bardhaman**

Sd/-

**Judicial Magistrate 2nd Court,
Asansol, Paschim Bardhaman**