

C.S- 102980/2021
Reg No. C.S- 102980/2021

Order dated: 27.04.2023

Today is fixed for plea.

The complainant is absent by petition.

The accused is present with her Ld. Advocate.

The record is now taken up for plea.

Perused the record.

Allegation against the accused person is that she, in discharge of her liability towards the loan installment, she endorsed Electronic Clearing System (ECS) amounting to Rs.6,577/- from her account but is was dishonoured on 30.10.2021 on the ground of "Insufficient Funds". On 03.11.2021 the complainant issued a demand notice through his Ld. Advocate claiming the amount of Rs.6,577/- and the notice to that effect was duly received by accused person but the accused person has failed to pay the sum of Rs.6,577/- being the amount covered by the aforesaid Electronic Clearing System (ECS).

Accordingly, accused was examined under section 251 of Cr. P.C for committing the offence punishable under section 25 of the Payment and Settlement Systems Act 2007 and substance of the allegation to that effect that "you, in discharge of your liability towards the loan installment, endorsed Electronic Clearing System (ECS) amounting to Rs.6,577/- from your account but is was dishonoured on 30.10.2021 on the ground of "Insufficient Funds". On 03.11.2021 the complainant issued a demand notice through his Ld. Advocate claiming the amount of Rs.6,577/- and the notice to that effect was duly received by you but you have failed to pay the sum of Rs.6,577/- being the amount covered by the aforesaid Electronic Clearing System (ECS)" is read over and explained to the accused person to which she pleads not guilty by saying "Ami Nirdosh".

Hence, trial proceeded accordingly.

Fix **31.08.2023** for evidence of complainant.

Accused as before.

D/C by me,

*M.M., 3rd Court,
Calcutta*

*Metropolitan Magistrate, 3rd Court,
Calcutta (J.O Code WB01206)*