

299 C Of 2025
CIS No.299 C Of 2025

Order dated 07.07.2025:

Today is fixed for hearing but the S.A. has not been dispensed with, hence the record is taken up for S.A. at first.

The complainant is present by filing hazira.

The complainant namely, Nandita Barui is examined under Section 200 of the Cr.P.C. on oath and on affidavit on dock and she is discharged. The original documents are submitted and the same is perused.

Perused the record.

Considering the solemn and affirmation, it appears that there exists prima facie material for commission of offence punishable under Section 138 N.I. Act.

The sole proposed accused person is also present by filing hazira.

Ld. Advocate for both parties are present.

The record is taken up for hearing.

Heard both the parties in full.

Ld. Advocate for the complainant submits that in discharging of his liability the accused person had issued a cheque and even after issuing demand notice the accused person did not reply, as such there are sufficient materials to proceed with this case.

Ld. Advocate for the accused person submits that the impugned cheque was lost and on the basis of which an FIR was filed by the accused person, as such the cheque was not in his custody.

He prays that the instant case be dismissed.

Heard. Considered.

Prima facie it appears that there are materials to proceed with the instant case.

Hence, the case be proceeded under Section 138 N.I. Act against the accused person.

The original documents be returned back to the complainant.

**Judicial Magistrate, 1st Class, 5th Court,
Howrah.**

Later:

The accused person files a bail petition through his Ld. Advocate.

Heard. Considered.

He is taken into custody.

Considering the voluntariness of the accused person, **the bail prayer is considered and allowed.**

The **sole** accused person namely, **Pritam Chatterjee** may find **bail** of **Rs.500/-** with **one fresh regd. Surety** of like amount i/d to J/C.

Fix 12.09.2025 for plea.

**Judicial Magistrate, 1st Class, 5th Court,
Howrah.**

Later

Bail bond of Rs.500/- furnished by one registered surety
for the accused person namely, **Pritam Chatterjee** which is found fit and accepted.

D/C by me.

**Judicial Magistrate, 1st Class, 5th Court,
Howrah.**