

3609C/2017
CNR NO. WBHW120051422017
J.O. Code : WB01161

dated: 15/09/2022

Sole accused on C.B is present with his Ld. Advocate.

Complainant is absent by petition praying for time.

Ld. Advocate for the complainant is present.

Perused the materials on record.

It appears from record that there is a prima facie reason to believe that the accused has committed offence punishable U/S 138 of N.I. Act.

Hence, record is taken up for examining the accused U/S 251 Cr.P.C.

Accused is read over, explained and asked in Bengali, that “ You took loan to the tune of Rs. 2,00,000/- from the complainant for the purpose of business and in order to discharge your liability issued a cheque bearing no. 523578 dated 11.10.2017 amounting to Rs. 2,00,000/- drawn on SBI, Kulgachiya branch in favour of the complainant. When the complainant deposited the said cheque, the same was dishonoured due to insufficiency of fund, after which the complainant sent you a demand notice dated 25.11.2017, but despite receiving the notice you failed and neglected to pay the cheque amount to the complainant bank and thereby you have committed offence punishable **U/S 138 of N.I. Act**. Are you pleading guilty or not ? ”

Hearing substance of accusation, accused pleads not guilty and claims to be tried by saying “Ame Nirdosh”.

Hence, to **31.01.2023** for evidence.