

C 798/22

**Order dt.13.1.25**

Today is fixed for plea.

The sole accused on bail is present and filed hazira.

Complainant is present.

Now the record is taken up for plea.

Heard. Considered.

Perused the petition of the complaint and other materials on record.

A prima facie case is made out against the accused person u/s 138 Negotiable Instrument Act, 1881 (as amended up to date) and accordingly the substance of accusation is stated to the accused person to the effect that "you in discharge of your legal debts and liabilities had issued two cheques bearing no.417504 and 417505 dt.30.9.22 and 22.10.22 amounting to Rs.35,000/- and Rs.30,000/- drawn on SBI, Hanamakonda Chowrasta Branch respectively in favour of the complainant. That upon the presentation of the said cheques the same got dishonored with remarks "Fund insufficient" and was returned to the complainant by his Banker. That such fact was intimated to you vide a demand notice issued by the Ld. Advocate for the complainant calling upon you thereby to pay back the cheque amount within 15 days of received of the said notice and you even after received of such notice failed to pay back the said amount and you thereby committed an offence u/s 138 of the Negotiable Instruments Act, 1881 ( as amended up to date ) to which **the accused** pleaded not guilty by saying 'ami nirdosh' and claimed to be tried.

Fixing **10.6.25** for evidence.

**Typed and printed by me,**

**J.M, 3<sup>rd</sup> Court, Barrackpore**

**J.M, 3<sup>rd</sup> Court, Barrackpore.**