

CNR No: PBHOC10010642021

CIS No: NACT-131-2021

Lakshmi Narayan VS Vijay Pal Singh etc.

Present: Sh. Rohit Mahajan Advocate for the complainant.

Accused on bail with Sh. Vishal Mahajan, Adv

Personal appearance of complainant stands exempted for today

only, in view of the contents mentioned in application, moved by his counsel. Heard. Finding prima facie case under Section 138 of N.I. Act, notice of accusation has been served upon the accused and contents of the notice have been read over and explained to the accused in simple Punjab language, to which the accused has pleaded not guilty and claimed trial.

Section 143 A of the Negotiable Instrument Act vide Negotiable Instruments (Amendment) Act 2018 has been amended which says that, “Notwithstanding anything contained in the Code of Criminal Procedure 1973, the Court trying an offence under Section 138 may order drawer of the cheque to pay interim compensation to the complainant in a summary trial or a summons case, where he pleads not guilty to the accusation made in the complaint”. Sub Section 2 says that, “Interim compensation under Sub Section-1 shall not exceed 20% of the amount of the cheque and Sub Section 3 says that the interim compensation shall be paid within 60 days from the date of order or within such further period not exceeding 30 days as may be directed by the Court on sufficient cause being shown by the drawer of the cheque”. Accordingly, as the accused has pleaded not guilty to the notice of accusation served upon him by this Court today, he is directed to pay interim compensation to the complainant i.e. 20% of the cheque amount within 60 days from the date of order. To come up on 16.12.2022 for evidence of the complainant as well as for payment of interim compensation amount.

Date of Order: 27.10.2022
*Rahul Steno**

(Amardeep Singh Bains), PCS,
SDJM, Mukerian.
UID No. PB0335

