

CNR No: HRJNB0-000002-2018

NACT/02/2018

Moti Insecticides Vs Ram Lal Kaswan

Present: - Complainant in person with Sh. Vikas Jain, Advocate

Complaint presented today. It be checked and registered.

One CW is present and examined. Preliminary evidence closed by the complainant.

Arguments on the summoning point of accused heard.

Complainant has filed the instant complaint against the accused under Section 138 of Negotiable Instruments on the ground that the accused in discharge of his existing liability, had issued a Cheque bearing No. 544633 dated 06.11.2017 amounting to Rs. 4,85,000/- in favour of the complainant. On presentation, the said cheque was dishonoured by the bank with the remarks **“Funds Insufficient”**. Thereafter, a legal notice was issued and the same was sent, but he accused had failed to make the payment of the cheque in question. Hence, this complaint.

In preliminary evidence, the complainant has himself appeared as CW-1 and has also tendered his affidavit Ex.CW1/A alongwith Ex.C1 to Ex.C9.

In view of the evidence and documents as discharged above, a prima facie case for the commission of offence punishable under

Section 138 of the Negotiable Instruments Act is made out against the accused. Let the accused be summoned for the commission of offence punishable under Section 138 of the Negotiable Instruments Act for 28.02.2018 on filing of copies of complaint, PF, registered AD be filed within 15 days.

(Parvesh Singla)
SDJM/Safidon
UID: HR0251

Date of Order: 02.01.2018

Gaurav, Stenographer G-III

Next Date: 28.02.2018

Purpose: