

Harish Versus Rajpal COMA/02/2018

Complaint u/s 138 of Negotiable Instrument Act.

NOTICE OF ACCUSATION:

I, Vishal, Sub Divisional Judicial Magistrate, Ganaur do hereby charge you (Rajpal) the following notice of accusation:-

That you issued two cheques bearing No. 603784 dated 05.11.2017 for an amount of Rs. 1,65,000/- and cheque bearing No. 603783 dated 05.11.2017 for an amount of Rs. 1,65,000/- both drawn at Canara Bank, Branch Ganaur in favour of complainant and the same got dishonoured on 09.11.2017 with the remarks 'Funds Insufficient'. After dishonoring of the said cheque, complainant issued you legal notice dated 04.12.2017 but you did not make payment and thereby you committed an offence punishable under Section 138 of the Negotiable Instrument Act and within my cognizance.

Show cause as to why you should not be punished for the above said offence.

(Vishal)
SDJM, Ganaur, 10.12.2019

Certified that the above said notice has been read over and explained to the accused in simple Hindi.

(Vishal),
SDJM, Ganaur, 10.12.2019

Statement of Accused: Raj Pal son of Sh. Amar Singh, son of Birkha, resident of H.No. 568/1 Gandhi Nagar, Ganaur, Tehsil Ganaur, District Sonipat aged years.

W/o

Que. Have you heard and understood the notice of accusation?

Ans. Yes, Sir.

Que. Do you plead guilty or not?

Ans. I do not plead guilty and claim trial.

RO & AC

(Vishal),
SDJM, Ganaur, 10.12.2019

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Present : Complainant in person with Sh. Dinesh Mudgil, Advocate.
Accused Rajpal on bail with Sh. Sandeep Kumar, Advocate.

Heard on notice of accusation. From the perusal of the documents, a prima facie case under Section 138 of the Negotiable Instruments Act is made out against the accused. Accordingly, notice of accusation has been served upon the accused, to which he pleaded not guilty and claimed trial. Now to come upon 20.02.2020 for the evidence of complainant.

(Vishal),
SDJM, Ganaur,
UID No.HR0331

Date of order: 10.12.2019
Virender Gera