

ORDER BELOW EXH.1 IN SCC NO. 74101/2024.

Perused the complaint and the verification filed by the complainant in the form of affidavit along with it. Heard Ld. Advocate for the complainant. Perused all documents produced on record. On perusal of complaint, it is seen that the accused is residing at a place beyond the area in which this Court exercises its territorial jurisdiction. Thus, in view of provisions of section 202 of the Criminal Procedure Code, 1973, it is necessary to conduct inquiry by examining the documents produced on record and affidavit of the complainant, for the purpose of deciding whether or not there is sufficient ground for proceeding against accused. After conducting inquiry by examining the documents produced on record and affidavit of the complainant, material ingredients to constitute the offence punishable under section 138 of the Negotiable Instruments Act, 1881 are prima-facie made out against the accused. Thus, there is sufficient reason to issue process against the accused. Hence, I pass following order:-

- i. Issue process against the accused for the offence punishable under section 138 read with section 141, 142 of the Negotiable Instruments Act, 1881.
- ii. Simultaneous service of copy of summons to the accused through RPAD/Speed Post with acknowledgement is allowed as per section 144 of the Negotiable Instruments Act, 1881.

Date : 04/01/2024
Pune.

Sd/-
(**S. R. Badve**)
14th Jt. C.J.J.D. & J.M.F.C., Pune.

