

Nature Textiles Vs. Rishab Textiles

Present Counsel for the complainant.

Complaint presented today. It be registered. Statement of CW1 recorded and closed his preliminary evidence Heard on the point of summoning. The complainant while appearing as CW-1, has proved on record various documents i.e. Ex.C-1 to Ex.C13. (Original cheque seen and returned).Accused has failed to make the payment of the cheque amount despite the issuance of the notice within the statutory period. Present complaint has been filed within the prescribed period of limitation. Thus, from perusal of these documents on record it is clear that there is a sufficient ground to proceed against the accused regarding his liability for proceeding against him U/s.138 of “The Negotiable Instruments Act”. The detailed expression of opinion is avoided as it is no longer necessary in view of the observation of Hon’ble Supreme Court in “U.P Pollution Board Vs. Mohan Meekan” 2000(2 RCR 411 and as reiterated in “Deputy Chief Controller of Import and Export Vs. Roshan Lal Aggarwal” 2003(2 RCR (Crl. 110, Supreme Court. As such, the accused Rishab Textiles through its Prop. Rishab Talwar is to be summoned for 22.07.2022 through PF/RC/AD, speed post charges. Dasti summons be also given to complainant on request.

Date of Order: 2022-05-06  
*Sharanjeet Kaur, Steno*

Supinder Singh  
JMIC/ Amritsar.  
UIDno.PB0570