

CNR No: PBAS030410272023

CIS No: NACT/4640/2023

BANK OF BRODA VS RAGHAV ARORA S/O Rajesh Arora etc.

Present: Sh. GS SACHDEVA Advocate for the complainant.

Statement of CW1 recorded and complainant closed his preliminary evidence. (Original cheque seen and returned). Heard on the point of summoning. The complainant while appearing as CW-1, has proved on record various documents i.e. Ex.C1 to Ex.C8. (original cheque seen and returned). I have conducted an inquiry as mandated under Section 202 Cr.P.C by perusing all documents placed on record by complainant. 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 **Raghav Arora** who signed the cheque is ordered to be summoned for 11.03.2024 through PF/RC/AD, on filing of copy of complaint, Email and speed post charges. Dasti summons be also given to complainant on request.

Date of order: 11.12.2023

Anil Arya
Stenographer grade III

Kamaldeep Kaur
JMIC/ASR
UID No. PB-0601