

~~Prl. Civil Judge~~  
S. R. NO - 161/2021  
Applied by: Sri/Smt  
C.N. Hasalapuri  
Adv

CC. 3513/19

IN THE COURT OF THE PRL. CIVIL JUDGE & JMFC, COURT, HUBBALLI.  
P.C No. 632/2018

Before : Sri Mahesh S. Patil , B.Sc. LL.B (Spl.),  
Prl. Civil Judge & JMFC., Hubballi.

Complainant : Mallikarjun S/o.Dyamappa Menashinakai  
: P.B.Road, Unkal, Hubballi

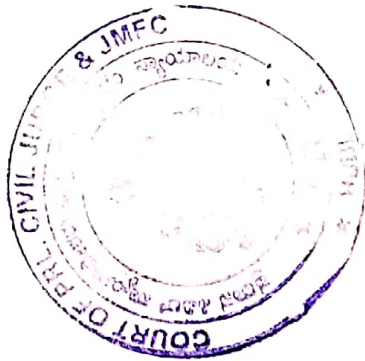
Accused : V/S  
: Rajashekhar S/o.Sangappa Noolvi  
Plot No.M-8, A.P.M.C.Yard,  
Amaragol, Hubballi

19-04-2018.

Sri.C.N.H Advocate for complainant has filed complaint U/sec.200  
Cr.P.C for the offence punishable U/sec.138 of N.I. Act along with Vakalath  
and process memo list with documents.

: ORDER :  
Check and put up.

  
Prl. Civil Judge & JMFC,  
Hubballi.



Complainant present,  
presented complaint in Court on  
19.04.2018. Heard. Perused.  
Cognizance of offence is taken.

Register case as P.C.  
For sworn statement by  
24-05-2018

  
Prl. Civil Judge & JMFC,  
Hubballi.

24.5.18

For Sale by 7-7

  
24.5

Receipt No. 905 No. 1/1 DW  
B. Receipt No. 325 Rs. DW

PC 63217

07/07/2018  
For S/Statement

For Sworn Statement  
By 03-11-2018

*[Signature]*

Prl.Civil Judge  
J.M.F.C. Hubballi

03/11/2018  
For Sw/Statement

~~28/11~~

28/11

2.2.19

For sworn statement  
call on : 28/11/2018

*[Signature]*

C/C Prl. C. J & JMFC Hubballi.

30/11/2018



For Sworn Statement  
call on: 02/02/2019

*[Signature]*

C/C Prl. C. J & JMFC, Hubballi.

*[Handwritten notes]*  
22eg  
5/11/18  
1cr 11V

For Sworn statement  
call on: 20/05/2019

*[Signature]*

Prl. C. J & JMFC, Hubballi

*[Handwritten notes]*  
20-5-eg  
1cr 11V

*[Handwritten notes]*  
@ aded, @ PC/  
Fu-sce fess 2.11  
2015

PC 65218

2-11-19  
G CHA  
1st S/12

Heard  
for orders

27/12/19

Case

The complainant is present and filed his affidavit in lieu of sworn statement and got marked Ex.P-1 to Ex.P-5.

Complainant is present. The counsel for complainant is present.

Heard the arguments. Sworn statement of complainant is recorded by way of affidavit. Heard the counsel and perused records. The complaint has complied all requirement of Sec.138 of N I Act. The complaint is filed within time. Thus the complainant has made out prima-facie case. The complainant has produced requisite document which have been duly marked as Ex.P.1 to Exp.5. The material before the Court is sufficient to issue process against the accused for the offense punishable U/s 138 of N I Act. Hence I pass following.

**ORDER**

Register as CC in Register No. III.

Issue summons to the accused by RPAD for the offense punishable U/s 138 of N.I Act if PF Paid and L/W is filed.

Call on: 27/12/2019

**PCJ & JMFC., Hubballi**



Rs

### Order Sheet

In the Court of: PRL CIVIL JUDGE AND JMFC, HUBBALLI  
DHARWAD

FR No.: C.C. 113/2019

Registration No: C.C. 113/2019

Complainant

Vs

Accused

JMALIKARJUN S/O DYANAPPA  
MENASHINAKAI

IRAJASHHEKHAR S/O SANGAPPA NOOLVI,  
PROPRIETOR M'S. NOOLVI TRADERS

Nature of Case: U/S 138 N.I. Act

Provision of Law: U/S 138 OF CR.P.C. RAW SEC. 138 AND 142 OF N.I. ACT 1947


Advocate for Complainant: Mr/Smt. C.N. HARLAPUR

Date of Filing: 19-11-2019

Date of Registration: 19-11-2019

Relief:

P.C. NO. 138/2019  
U/S. 138 N.I. Act

CAV 

Registered and filed up/Made Over this case to the

PCT

Court for disposal according to law.

PRL CIVIL JUDGE AND JMFC, HUBBALLI  
DHARWAD

No. of Date

Proceedings

22/12/2019

C - C.N. Harlapur  
For S/s


P.O is on. C.L.  
Call on- 22/12/2020

22/2

  
SHERISTEDAR

Received to J.A.C.  
CIVIL JUDGE & JMFC Hubli. In view  
of C.O. 113/2019 Dated:  
22/12/2019  
& C.M. Court, Dhawad.

Prl. Civil Judge & JMFC, Hubli


  
along with the  
original check



CC 3513/19

Case called over  
Completed under by  
Court ds. For  
Steps call on.

19/3/20

  
24/20.

19/3/20  
C - C.N. Harappa  
For steps

In view of the memorandum issued by the Hon'ble High court of Karnataka in connection with break down of COVID-19 the matter is adjourned.

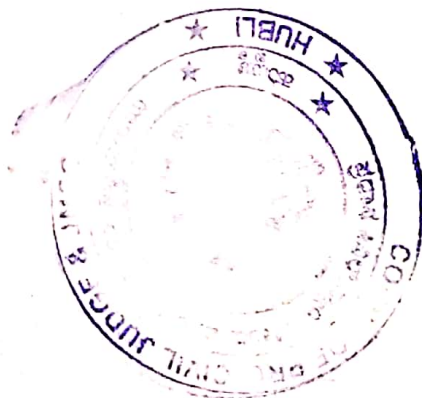
For Steps

Call on 23.4.2020

  
19/3

V Addl.C.J and JMFC.,  
Hubballi

17/6



As per the notification of Hon'ble High Court of Karnataka, Bengaluru, dated 25.3.2020, 16.4.2020, 30.4.2020, 15.5.2020 declared as colsure of courts, due to covid-2019 disease. Hence this case is adjourned.

- Call on 23.4.2020
- Call on 13.5.2020
- Call on 26.5.2020
- Call on 17.6.2020

Sd/-  
V ACJ & JMFC.,  
Hubballi

17.6.2020

C - C.N Haradapur  
For steps

For steps  
Call on 21/7

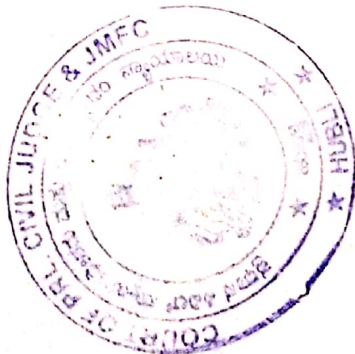
13/8

21.7.2020

  
17/6

In view of Lock down due to pandemic of Covid-19 and as per Notice dated 14-07-2020 from the Hon'ble High court of Karnataka, Bengaluru and directions of Hon'ble I/c. Prl. District and Sessions Judge, Dharwad this case is adjourned on 13.8.2020.

Sd/-  
V Addl.C.J and JMFC.,  
Hubballi



cc 3513/19

13/8/20

C - C.N. Herlekar

for SEN

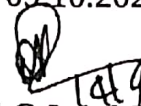
Call on 14.9.2020

Sd/-

V Addl.C.J and JMFC.,  
Hubballi

14/9/20

Call on 09.10.2020



V Addl.C.J and JMFC.,  
Hubballi.

9.10.2020

Call on 10.11.2020

Sd/-

V Addl.C.J & JMFC.,  
Hubballi

10.11.2020

For Apperance of complainant and for  
steps against accused.

Call on 7.12.2020



V Addl.C.J & JMFC.,  
Hubballi



SOP

For steps case on  
9/12/20



cc 3513/19 5

9.12.2020

Issued  
10/12

Re-Issue summons to accused  
through RPAD if complied.

Call on 29.12.2020

*[Signature]*  
9/12

V Addl.C.J and JMFC.,  
Hubballi

29/12/20

(- C.N. Harlekar)

A/SS

AIRIS call on.

19/12/21

*[Signature]*  
20/12/20

19/11/21

C. CNT

SS to accused is  
R.I.S. as not claimed

Summons issued to  
accused under and  
answered on next date.  
Service held sufficient.  
Called over. Received  
Ab. N.R. + leave issued  
NBW against accused  
if complied call on

11/2/21

*[Signature]*  
19/11/21

Issued  
22/11





CC 3513/19

11/2/21

C - C.N. Harlepur

NBW to accused is served

10/11

ACC is present

The accused by name Sri. Rajashekhar S/o. Sangappa Noolvi is brought before this court under non bailable warrant issued by this court by the Old Hubballi police station Hubballi and he has been produced through HC 1310 by name M.G.Dalāyāthi and PC No. 2341 of Old Hubballi Police station Hubballi at 11.45 AM today. On enquiry the accused submitted that he has been arrested around 10.00 AM today and he does not complain any ill treatment.

The accused is specifically inquired in the open court as to whether he will engage any counsel of his choice. He submitted he will engage a counsel and will file bail application. Hence call at 1.00 P.M.

Case again called out. Accused submitted that his counsel will come hence call at 3.00.P.M.

Case again called out at 3.00 PM. No counsel appeared for accused. The accused is orally asked whether he will move any application for bail he submitted no. By considering the submission of the accused he is asked whether he needs any legal



Rs 1000  
(Accused)  
Subscribed by  
M.G. Dalayathi  
11/2/21

11/2/21

aid. He submitted no. On enquiry the accused only submitted that he is unable to pay the cheque amount under such circumstances without any alternative and in view of accused not moving any bail application the accused is taken to custody and remanded to J.C.

The accused shall be produced before this court on **23.2.2021 at 11.00 PM.**

Advocate for complainant has filed an application U/s 143(A) of NI Act the same is placed on record.

117-121

V Addl.C.J and JMFC.  
Hubballi.

- 1. Copy applied on the: 12/02/2021
- 2. Copying Sheets required to be Produced Charges on: \_\_\_\_\_
- 3. Copying Sheets \_\_\_\_\_
- 4. Application \_\_\_\_\_
- 5. Application \_\_\_\_\_
- 6. Copy ready on: 12/2/2021
- 7. Copy delivered on: 12/2/2021
- 8. Copied by: XEROX CMO
- 9. Examined by: \_\_\_\_\_

This certified Copy Contains: 10  
Pages and C.F. of Rs: 10  
is affixed

*[Signature]*  
Copyist Examiner

True and exact Copy of original  
*[Signature]*  
Copyist Examiner



CR No. 161 /2021

Complainant is Present  
Check & Register in P.C.R.  
Putup for Statement  
by

P.C. No. 632 /2018.

C.C No. /2018.

IN THE COURT OF THE HON'BLE PRINCIPLE CIVIL JUDGE AND  
I.M.F.C., HUBBALLI AT: HUBBALLI.

Complainant : Shri. Mallikarjun S/o Dyamappa  
Menashinakai, Age: 44 years,  
Occn: Business, R/o: P.B. Road,  
Unkal, Hubballi-31.

-Versus -

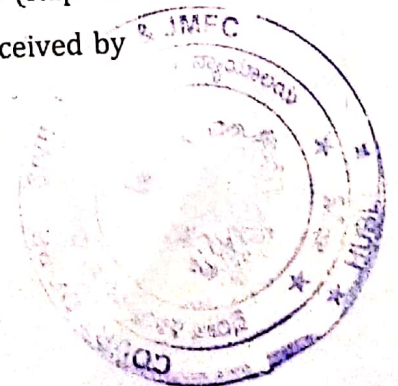
Accused : Rajashekhar s/o Sangappa Noolvi,  
Proprietor, M/s Noolvi Traders,  
Age: 40 years, Occn: Business  
R/o: Plot No. M-8, A.P.M.C. Yard,  
Amaragol, Hubballi,

**COMPLAINT UNDER SECTION 138 OF NEGOTIABLE  
INSTRUMENTS ACT READ WITH SECTION 200 OF CODE OF  
CRIMINAL PROCEDURE.**

Herein the complainant above named begs to submit as under:

- 1) The addresses of the Complainant for the purpose of service of notice summons and process etc., is that of his advocate C. N. Harlapur Advocate, Hubballi and that of the Accused person is as shown in the cause title.
- 2) That complainant was a member of "Chit Fund" scheme started by accused and his brother Manjunath S/o Sangappa Noolvi which was commenced on 23-10-2016 at Dennison Hotel, Gokul Road, Hubballi and complainant contributed Rs. 2,00,000=00 (Rupees Two Lacks ) p.m. for a period of 8 months. The total contribution was Rs. 16, 00,000=00 (Rupees Sixteen Lacks) by complainant. The said amount is received by accused and his brother.

Receipt No. 101  
Rs. 2,00,000  
Date 19/11/18



3) As per the scheme, complainant participated in the auction held on 25-07-2017 in which he agreed to receive the total amount of Rs. 40,00,000=00 (Rupees Fourty Lacks) deducting Rs. 6,09,000=00 ( Rupees Six lacks Nine thousand) the Bid amount. The balance amount payable by accused and his brother was Rs. 33, 91,000=00 (Rupees Thirty three lacks Ninety One thousand). The amount was not paid immediately on the ground that some of the members have not contributed as on that day. The amount was not paid even after repeated request made by complainant, for a long time.

4) When complainant demanded to make the above payment, during September 2017, finally accused has issued 2 post-dated cheques. One cheque bearing No. 742424 dated 10-01-2018 and another cheque bearing No. 742423 dated 01-01-2018 both drawn on State Bank of India, MIG 203, Lambodhara Complex, Navanagar, Hubballi each for Rs. 10, 00,000=00 (Rupees Ten Lacks). Accused and his brother further promised to pay the balance amount in few weeks thereafter the cheques are honoured.

5) Accused has issued the above post-dated cheques after taking nearly 2 months for payment of the Chit Fund amount.

6) The complainant presented the above mentioned cheque bearing No. 742424 dated 10-01-2018 through his banker "Karnataka Bank Ltd., N.C.M. Branch" Hubballi on 12-01-2018 for realization of amount. To the utter surprise of complainant the cheque has been returned unrealized by the banker with an endorsement "FUNDS INSUFFICIENT" vide its memo dated 17-01-2018. The complainant once again presented the above said cheque through his above mentioned banker on 16-02-2018 and to the utter surprise of complainant once again the cheque has been returned unrealized by the banker with an



endorsement "FUNDS INSUFFICIENT" vide its memo dated 19-02-2018.

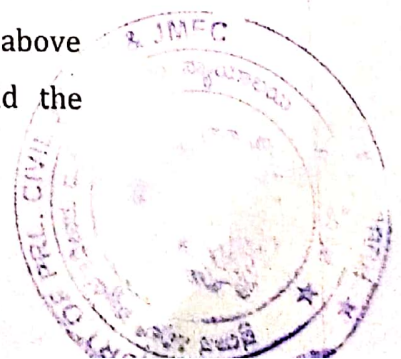
7) The accused and his brother made the complainant believe that they are honestly dealing with the Chit Fund Scheme and made him participate in the said transaction.

8) Complainant has learnt that accused has collected the huge amount from several people and he has not paid the money contributed by them, as and when due.

9) Complainant complains that accused has started the scheme without obtaining the license from competent authority and with the sole intention of deceiving complainant and deprived him of huge amount referred above.

10) That the complainant got issued a legal notice dated 06-03-2018 against the accused to his two addresses by Regd A.D. Post, through his counsel demanding the payment of cheque amount of Rs. 10, 00,000=00. Both the notices were duly served upon the accused on 08-03-2018 and 12-03-2018, the acknowledgement for having served the accused is duly received by Complainant's Advocate. The accused did not choose to reply to the above legal notice even after due service of the said notice. The accused knowing fully well that the said cheque is bound to be dishonored has issued the above cheque with ulterior motive and thus committed an offence under Section 138 of N. I. Act.

11) That the conduct of the accused clearly goes to show that, he had knowledge about his bank balance and also he knew that, the cheque would be dishonoured and issued the cheque. Hence accused has committed an offence under section 138 NEGOTABLE INSTRUMENTS ACT by issuing the above mentioned cheque with an ulterior intention to avoid the payment, to cheat the complainant.



12) JURISDICTION: The Complainant presented the cheque and the same is dishonoured in "Karnataka Bank Ltd., N.C.M. Branch" Hubballi, which falls under the jurisdiction of Sub-Urban Police Station, Hubballi where part of the offence has taken place, hence this court has got jurisdiction to try the case.

13) Therefore, it is most respectfully prayed this Hon'ble court that, this Hon'ble court be pleased.

(a) To take cognizance of the case and to take further legal actions as per section 138 NEGOTABLE INSTRUMENTS ACT, against the accused and

(b) To order the payment of the compensation from the fine amount under section 357 of Cr. P.C to the Complainant, in the interest of justice.

Total Amount:

Cheque Amount	:	Rs. 10, 00,000=00
Fine amount	:	Rs. 20, 00,000=00
Advocate fees	:	Rs. 5,000=00

Rs. 35,00,000=00

List of Witnesses

1. The Manager, "Karnataka Bank Ltd., N.C.M. Branch" Hubballi.
2. The Manager, State Bank of India, MIG 203, Lambodhara Complex, Navanagar, Hubballi.

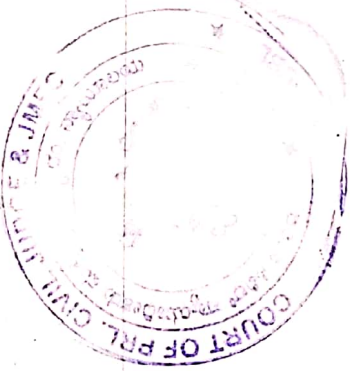
Place: Hubballi

Date: 19-04-2018.

*Prabhu*  
Complainant

Drafted and Presented by

*C.N. Harlapur*  
C.N.HARLAPUR  
Advocate, Hubballi.



CR No. 161 /2021

1. Copy applied on the: 12/02/21  
2. Copying Sheets required to be Produced  
Charges

3. Copying Sheets Produced on: \_\_\_\_\_

4. Application for production on: 12/2

5. Date of production on: 12/2

6. Copy Party on: 12/3/21

7. Copy Produced on: 12/3/21

8. Copied by: XEROX - CMO

9. Examined by: S.Y.H

This certified Copy Contains  
Pages and C.F. of Rs. 6/5  
is affixed

  
Copyist Examiner

True and exact copy of original

  
Copyist Examiner



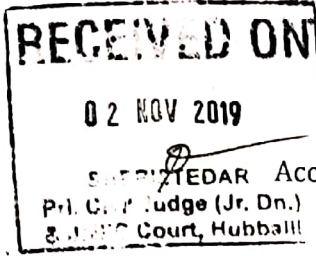
CR No. 161 / 2018

CC. 3513 / 19

P.C. No. 632/2018.

IN THE COURT OF THE HON'BLE PRINCIPLE CIVIL JUDGE AND  
J.M.F.C., HUBBALLI AT: HUBBALLI.

Complainant : Shri. Mallikarjun S/o Dyamappa  
Menashinakai, of Hubballi.



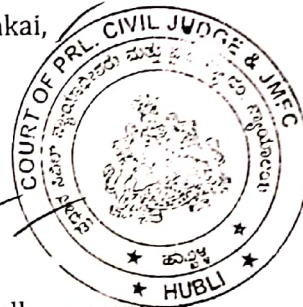
-Versus -

Accused : Rajashekhar s/o Sangappa Noolvi,  
Amaragol, Hubballi,

P. W. 1

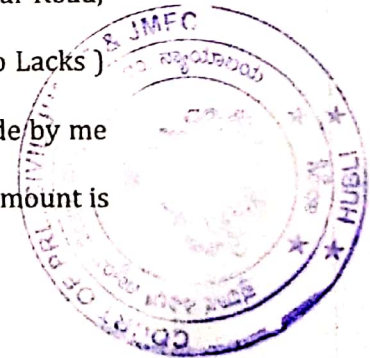
SWORN STATEMENT IN THE FORM OF AFFIDAVITE

NAME : Mallikarjun Menashinakai,  
FATHER'S NAME : Dyamappa Menashinakai,  
AGE : 47 years  
OCCUPATION : Business  
RESIDENT OF : "P.B. Road,  
Unkal, Hubballi-31.



1) That I am the complainant in this case, I am fully conversant with the facts of this case and I know the accused. Hence I am swearing to this affidavit.

2) That I was a member of "Chit Fund" scheme started by accused and his brother Manjunath S/o Sangappa Noolvi which was commenced on 23-10-2016 at Dennison Hotel, Gokul Road, Hubballi and I contributed Rs. 2,00,000=00 (Rupees Two Lacks) p.m. for a period of 8 months. The total contribution made by me was Rs. 16, 00,000=00 (Rupees Sixteen Lacks). The said amount is received by accused and his brother.



No. of Corrections  
0  
Shekhar

*Unkal*



3) As per the scheme, I participated in the auction held on 25-07-2017 in which I agreed to receive the total amount of Rs. 40,00,000=00 (Rupees Fourty Lacks) deducting Rs. 6,09,000=00 ( Rupees Six lacks Nine thousand) the Bid amount. The balance amount payable by accused and his brother was Rs. 33, 91,000=00 (Rupees Thirty three lacks Ninety One thousand). The amount was not paid immediately on the ground that some of the members have not contributed as on that day. The amount was not paid even after repeated request made by me, for a long time.

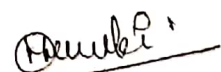
4) When I demanded to make the above payment, during September 2017, finally accused has issued 2 post-dated cheques. One cheque bearing No. 742424 dated 10-01-2018 and another cheque bearing No. 742423 dated 01-01-2018 both drawn on State Bank of India, MIG 203, Lambodhara Complex, Navanagar, Hubballi each for Rs. 10, 00,000=00 (Rupees Ten Lacks). Accused and his brother further promised to pay the balance amount in few weeks thereafter the cheques are honoured.

5) Accused has issued the above post-dated cheques after taking nearly 2 months for payment of the Chit Fund amount.

6) That I have presented the above mentioned cheque bearing No. 742424 dated 10-01-2018 through my banker "Karnataka Bank Ltd., N.C.M. Branch" Hubballi on 12-01-2018 for realization of amount. The said cheque has been returned unrealized by the

No. of Corrections

  
Sheristadar



banker with an endorsement "FUNDS INSUFFICIENT" vide its memo dated 17-01-2018. That I have once again presented the above said cheque through my above mentioned banker on 16-02-2018 and to my utter surprise ~~of~~ once again the cheque has been returned unrealized by the banker with an endorsement "FUNDS INSUFFICIENT" vide its memo dated 19-02-2018.

7) The accused and his brother made me believe that they are honestly dealing with the Chit Fund Scheme and made me to participate in the said transaction.

8) That I have learnt that accused has collected huge amount from several people and he has not paid the money contributed by them, as and when due.

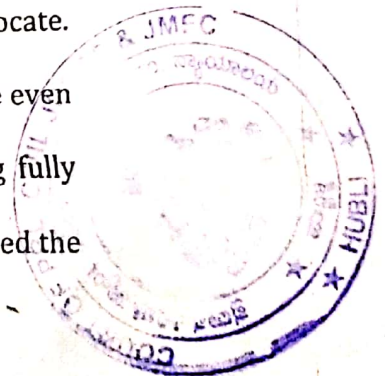
9) I state that accused has started the scheme without the licence from competent authority and with the sole intention of deceiving me and deprived me of huge amount referred above.

10) That I had got issued a legal notice dated 06-03-2018 against the accused to his two addresses by Regd A.D. Post, through my counsel demanding the payment of cheque amount of Rs. 10, 00,000=00. Both the notices were duly served upon the accused on 08-03-2018 and 12-03-2018, the acknowledgement for having served the accused is duly received by my Advocate. The accused did not choose to reply to the above legal notice even after due service of the said notice. The accused knowing fully well that the said cheque is bound to be dishonored has issued the

No. of Corrections

*One*  
Sheristadar

*Ambar*



above cheque with ulterior motive and thus committed an offence under Section 138 of N. I. Act.

11) That the conduct of the accused clearly goes to show that, he had knowledge about his bank balance and also he knew that, the cheque would be dishonored and issued the cheque. Hence accused has committed an offence under section 138 NEGOTABLE INSTRUMENTS ACT by issuing the above mentioned cheque with an ulterior intention to avoid the payment, to cheat the complainant.

Therefore, it is most respectfully prayed the Hon'ble court that, summons and warrant may kindly be issued to the accused for further necessary action.

Place : Hubballi.

Date : 02-11-2019.

*Deponent*  
Deponent

I Mallikarjun S/o Dyamappa Menashinakai, do here by state on solemn affirmation that the contents of the above affidavit are all true to the best of my knowledge and information and I believe the same to be true and correct and this is my true name and signature.

Place : Hubballi.

Date : 02-11-2019



*Deponent*  
Deponent

I know the Deponent

*Midhau*  
[S.S. Tattimani]

No. of Corrections  
Advocate, Hubballi

*Two*  
Shrestha

SWORN BEFORE ME

*Shrestha*  
Pri. Civil Judge & JMFC Court  
HUBBLI.

CR No. 16/2021

1.

ಪ್ರಧಾನ ದಿವಾಣಿ ನ್ಯಾಯಾಧೀಶರು ಹಾಗೂ ಜೆಎಮ್‌ಎಪ್‌ಸಿ ನ್ಯಾಯಾಲಯ.  
ಹುಬ್ಬಳ್ಳಿ

ಪಿಸಿ ನಂ: 632: 2018

ಪಿಡಬ್ಲ್ಯೂ-1

ಸಾಕ್ಷಿದಾರರನ್ನು ಕರೆಯಿಸಿ ಪ್ರಮಾಣಕರಿಸಿದ ದಿನಾಂಕ: 02-11-2019  
ಫಿರ್ಯಾದಿಯಿಂದ ಸತ್ಯ ಪ್ರತಿಜ್ಞೆ ಹೇಳಿಕೆ.

ನಾನು ನನ್ನ ಮುಖ್ಯ ವಿಚಾರಣೆಯನ್ನು ಪ್ರಮಾಣ ಪತ್ರದ ಮೂಲಕ  
ಸಲ್ಲಿಸಿರುತ್ತೇನೆ. ಅದರಲ್ಲಿರುವ ಅಂಶಗಳು ಸತ್ಯವಾಗಿರುತ್ತವೆ. ಅದನ್ನು ನಾನು  
ಹೇಳಿ ಬರಿಸಿರುತ್ತೇನೆ. ಅದರಲ್ಲಿರುವ ಸಹಿ ನನ್ನದೇ ಇರುತ್ತದೆ.

ಆರೋಪಿಯು ನನ್ನ ಪರವಾಗಿ ಬರೆದುಕೊಟ್ಟ ಚೆಕ್‌ನ್ನು  
ಹಾಜರಪಡಿಸಿದ್ದು ಅದನ್ನು ನಿಪಿ-1 ಅಂತಾ ಗುರುತಿಸಲಾಯಿತು. ನಿಪಿ-1 ರಲ್ಲಿಯ  
ಆರೋಪಿಯ ಸಹಿಯನ್ನು ನಿಪಿ-1ಎ ಅಂತಾ ಗುರುತಿಸಲಾಯಿತು. ನಿಪಿ-1ಕ್ಕೆ  
ಸಂಬಂಧಪಟ್ಟ ಮೇಮೊವನ್ನು ಹಾಜರಪಡಿಸಿದ್ದು ಅದನ್ನು ನಿಪಿ-2 ಅಂತಾ  
ಗುರುತಿಸಲಾಯಿತು. ಆರೋಪಿಗೆ ನಮ್ಮ ವಕೀಲರ ಮುಖಾಂತರ ಕಳುಹಿಸಿದ  
ನೋಟೀಸಿನ ಕಚೇರಿ ಪ್ರತಿಯನ್ನು ಹಾಜರಪಡಿಸಿದ್ದು ಅದನ್ನು ನಿಪಿ-3 ಅಂತಾ  
ಗುರುತಿಸಲಾಯಿತು. ನಿಪಿ-3ನ್ನು ಆರೋಪಿಗೆ ಕಳುಹಿಸಿದ ಬಗ್ಗೆ ಎರಡು ಅಂಚೆ  
ರಶೀದಿಗಳನ್ನು ನಿಪಿ-3ಎ ಮತ್ತು ನಿಪಿ-3ಬಿ ಅಂತಾ ಗುರುತಿಸಲಾಯಿತು. ಎರಡು  
ಅಂಚೆ ಸ್ವೀಕೃತಿ ಪತ್ರಗಳನ್ನು ಹಾಜರಪಡಿಸಿದ್ದು ಅವುಗಳನ್ನು ನಿಪಿ-3ಸಿ ಮತ್ತು  
ನಿಪಿ-3ಡಿ ಅಂತಾ ಗುರುತಿಸಲಾಯಿತು. ಒಂದು ಚೆಕ್‌ನ ದೃಢೀಕೃತ ಪ್ರತಿಯನ್ನು  
ಹಾಜರಪಡಿಸಿದ್ದು ಅದನ್ನು ನಿಪಿ-4 ಅಂತಾ ಗುರುತಿಸಲಾಯಿತು. ಆರೋಪಿಯು  
ನೀಡಿದ ಒಂದು ಪತ್ರದ ದೃಢೀಕೃತ ನಕಲನ್ನು ಹಾಜರಪಡಿಸಿದ್ದು ಅದನ್ನು ನಿಪಿ-5  
ಅಂತಾ ಗುರುತಿಸಲಾಯಿತು.

ಕಾರಣ ನನ್ನ ಫಿರ್ಯಾದಿಯಲ್ಲಿ ಹಾಗೂ ನಾನು ಸಲ್ಲಿಸಿದ ಪ್ರಮಾಣ  
ಪತ್ರದಲ್ಲಿ ನಮೂದಿಸಿದ ಅಂಶಗಳನ್ನು ಹಾಗೂ ನಾನು ಹಾಜರಪಡಿಸಿದ

*(M.P. Menahikar)*

2/11



ದಾಖಲೆಗಳನ್ನು ಪರಿಗಣಿಸಿ ಆರೋಪಿಯ ವಿರುದ್ಧ ಕಾನೂನು ಕ್ರಮ ಕೈಗೊಳ್ಳಲು  
ಕೋರುತ್ತೇನೆ.

(ನನ್ನ ಹೇಳಿಕೆ ಪ್ರಕಾರ ಬೆರಳಚ್ಚುಗಾರರಿಂದ ತೆರೆದ  
ನ್ಯಾಯಾಲಯದಲ್ಲಿ ಕಂಪ್ಯೂಟರದಲ್ಲಿ ಮುದ್ರಿಸಲಾಯಿತು)

ಓ ಹೇ ಕೆ ಸರಿ ಇದೆ.

M. R. Menasinkai  
(M. R. Menasinkai)

೨೨.೧೧  
ಪ್ರಧಾನ ದಿವಾಣ ನ್ಯಾಯಾಧೀಶರ  
ಹಾಗೂ ಜೆ ಎಮ್ ಎಫ್ ಸಿ. ಹುಬ್ಬಳ್ಳಿ.

1. Copy applied on the: 12/02/21
2. Copying Sheets required to be Produced  
Charges  
Rs:
3. Copying Sheets Produced on:
4. Application No.                      year no: 12/2
5. Application No.                      year no: 12/2
6. Copy made on: 12/02/2021
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9. Examined by: G. Y. H.

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CR No. 161 /2021

P.C. NO. 632/2018. 14

IN THE COURT OF THE HON'BLE PRINCIPLE CIVIL JUDGE AND  
JMFC HUBBALLI. AT: HUBBALLI.

Complainant : M.D. Menakurikar  
                  : V/S  
Accused : R.S. Noolvi

**भारतीय स्टेट बैंक**  
State Bank Of India  
(07966)-NAVANAGAR (HUBLI)  
MIG 203, LAMBODHARA, COMPLEX,  
NAVANAGAR, HUBLI  
DIST:DHARWAD, KARNATAKA 580025  
IFS Code: SBIN007966

केवल 3 महीने के लिए वैध / VALID FOR 3 MONTHS ONLY  
10012018  
D D M M Y Y Y Y

को या उनके आदेश पर OR ORDER

PAY M. D. Menakurikar  
रुपये RUPEES Ten Lakh only अदा करें ₹ 10,000,0000

Valid upto Rs. 50.00 Lacs at Non-Home Branch

खा. सं. / A/c No. 31029918144

Prefix : 1515500001

For M/s Noolvi Traders  
R S Noolvi  
Proprietor  
Please sign above

M/S NOOLVI TRADERS (PROP: RAJSHKAR NOOLVI)

MULTI-CITY CHEQUE Payable at Par at All Branches of SBI

⑈ 742424⑈ 580002006⑈ 000120⑈

Pr. Civil Judge (Jr. Div) HUBBALLI



Place: Hubballi  
Date: 02-11-2019

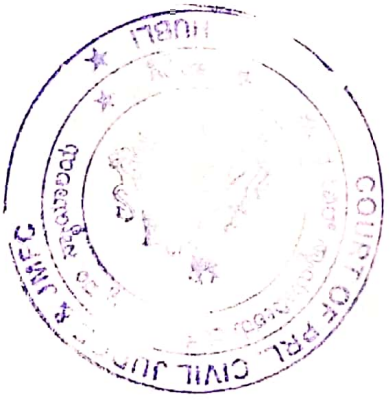
*(Signature)*  
Advocate for complainant

- 1. Copy applied on the: 12/02/2021
- 2. Copying Sheets required to be Produced Charges \_\_\_\_\_
- 3. Copying Sheet \_\_\_\_\_
- 4. Application No. \_\_\_\_\_ Date: 12/02
- 5. Application No. \_\_\_\_\_ Date: 12/02
- 6. Copy made on: 12/02/21
- 7. Copy of taken on: 12/02/21
- 8. Copied by: **XEROX - CMO**
- 9. Examined by: **SYH**

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CR No. 61/2021

PC No 632/18

(9)

In the Court of the Hon'ble Principle Civil Judge & JMFC  
Court Hubballi.

Complainant : MD Menashinabai  
-M/-

Respondent : RS Noolvi

002 STATE BANK OF INDIA(SBI)

Bank Code : 052  
UserID : K4014  
Branch : 580052003 New Cotton Market(316)  
Inward Return Cheques As On 17-Jan-2018

Inward Return - (CTS)  
MEMO

Print Date : 17/01/2018  
Print Time : 15:30:49  
Return Date : 17/01/2018  
Sr. No : 17

CHQ NO	ISN	SORT CODE	TC	AMOUNT	PRES DATE	REASON & DESCRIPTION
742424	03151101005025	580002006	29	10,00,000.00	16012018	01 Funds insufficient

Account No : Batch No : 11005

002 STATE BANK OF INDIA(SBI)

Bank Code : 052  
UserID : k4014  
Branch : 580052003 New Cotton Market(316)  
Inward Return Cheques As On 19-Feb-2018

Inward Return - (CTS)  
MEMO

Print Date : 19/02/2018  
Print Time : 16:30:29  
Return Date : 19/02/2018  
Sr. No : 17

CHQ NO	ISN	SORT CODE	TC	AMOUNT	PRES DATE	REASON & DESCRIPTION
742424	03151101001010	580002006	29	10,00,000.00	17022018	01 Funds insufficient

Account No : Batch No : 11001

244814106

Place: Hubballi

Date: 19-01-15

(10)

Advocate for Complainant





- 1. Copy applied on the: 12/02/21
- 2. Copying Sheets required to be Produced  
Charges \_\_\_\_\_
- 3. Copying Sheet \_\_\_\_\_
- 4. Applied \_\_\_\_\_ 12/02
- 5. Applied \_\_\_\_\_ 12/02
- 6. Copy made on \_\_\_\_\_ 12/02/2021
- 7. Copy of \_\_\_\_\_ 12/02/2021
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- 9. Examined by \_\_\_\_\_ **SYH**

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C. N. Harlapur

B.A., LLB.(Spl)

Advocate

CR 161/2018



Resi :

46/A, Dharmapur (Unkal)

Shrinagar Cross,  
Hubli - 580 031.

Tel.: (R) 0836 - 2373331

16

Ref. No.:

Date : 06-03-2018.

**LEGAL NOTICE BY REGD. POST**

To,

Rajashekhhar s/o Sangappa Noolvi,  
Proprietor, M/s Noolvi Traders, Plot No. M-8,  
A.P.M.C. Yard, Amaragol, Hubballi,

Handwritten signature and stamp: P. Chitambar (S. D. B.)

Under the instructions and authority of my client Shri. Mallikarjun s/o Dyamappa Menashinakai, P.B. Road, Unkal, Hubballi-31., this legal notice is issued to you as under:

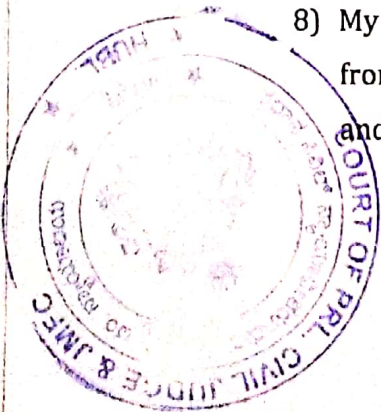
- 1) That my client was a member of "Chit Fund" scheme started by you and your brother Manjunath. S/o Sangappa Noolvi which was commenced on 23-10-2016 at Dennison Hotel, Gokul Road, Hubballi and he contributed Rs. 2,00,000=00 ( Rupees Two Lacks ) p.m. for a period of 8 months. The total contribution was Rs. 16, 00,000=00 (Rupees Sixteen Lacks) by my client. The said amount is received by you and your brother.
- 2) As per the scheme my client participated in the auction held on 25-07-2017 in which my client agreed to receive the total amount of Rs. 40,00,000=00 (Rupees Fourty Lacks) deducting Rs. 6,09,000=00 ( Six lacks Nine thousand) the Bid amount. The balance amount payable by you and your brother was Rs. 33, 91,000=00 (Rupees Thirty three lacks Ninety One thousand). The amount was not paid immediately on the ground that some of the members have not contributed as of that day. The amount was not paid even after repeated request made by my client.
- 3) When my client demanded to make the above payment, during September 2017 finally you have issued 2 post-dated cheques. One cheque bearing No. 742424 dated 10-01-2018 and another cheque bearing No. 742423 dated



(12)

01-01-2018 both drawn on State Bank of India, MIG 203, Lambodhara Complex, Navanagar, Hubballi each for Rs. 10,00,000=00 (Rupees Ten Lacks ) in favour my client M.D. Menashinakai. You and your brother further promised to pay the balance amount few weeks thereafter the cheques are honoured.

- 4) You have issued the above post-dated cheques after taking nearly 2 months for payment of the Chit Fund amount.
- 5) My client presented one of the above mentioned cheque bearing No. 742424 dated 10-01-2018 for Rs. 10,00,000=00 through his banker "Karnataka Bank Ltd., N.C.M. Branch" Hubballi on 12-01-2018 for realization of amount. To the utter surprise of my client the cheque has been returned unrealized by the banker with an endorsement "FUNDS INSUFFICIENT" vide its memo dated 17-01-2018. He once again presented the above said cheque through his above mentioned banker on 16-02-2018 and to the utter surprise of my client once again the cheque has been returned unrealized by the banker with an endorsement "FUNDS INSUFFICIENT" vide its memo dated 19-02-2018.
- 6) You and your brother made my client believe that you are honestly dealing with the Chit Fund Scheme and made him participate in the said transaction.
- 7) My client has learnt that you have collected the huge amount from several people and you have not paid the money contributed by them.
- 8) My client complains that you have started the scheme without the licence from competent authority and with the sole intention of deceiving my client and deprived him of huge amount referred.



13

**C.N. Harlapur**

B.A., LL.B.(Sp)

CR NO. /2021



Resi :  
46/A, Dharmapur (Unkal)  
Shrinagar Cross,  
Hubli - 580 031.  
Tel.: (R) 0836 - 2373331

Advocate

Date : 06-03-2018.

Ref. No. :

9) Take notice that knowing fully well that your bank account does not possess sufficient funds you have issued the above cheque with ulterior motive to cheat my client. As a result you have committed an offence under Section 138 of N. I. Act.

10) Hence, I hereby call upon you to arrange for the payment of Rs. 10, 00,000=00 the amount under the cheque above referred within 15 days from the date of receipt of this notice, failing which my client shall be constrained to take legal action against you and criminal prosecution shall be instituted in the competent court for having committed an offence under Section 138 of the N.I. Act, in which event you will alone be liable and responsible for the cost and consequences thereof. You are liable to pay the cost of this notice of Rs. 1000=00.

Please take notice.

Place: Hubballi.

Date: 06-03-2018

(C.N.HARLAPUR)  
ADVOCATE, HUBBALLI.

COPY TO:


Rajashekhhar s/o Sangappa Noolvi  
R/o: # 102, 7<sup>th</sup> Avenue, Bharati Nagar,  
Silver Town, Gokul Road, Hubballi.

*M.D. Menasinkari*  
(M.D. Menasinkari)  
ONEAL



1. Copy applied on the: 12/2/21  
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 Charges \_\_\_\_\_  
 ON: \_\_\_\_\_  
 3. Copying at \_\_\_\_\_  
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 6. Copying at \_\_\_\_\_: 12/2/21  
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CR No. 61/2024

PC No. 632/18  
Hubballi  
18

In the Court of the Hon'ble Principle Civil Judge & JMFC  
Complainant: M D Megashrinakar  
Accused: RS Noolvi

13 MAR 2024  
ಆ.ಸಿ.-54  
ಆ.ಸಿ.-48  
R.P.-54

ಭಾರತೀಯ ಅಂಚೆ ಇಲಾಖೆ भारतीय डाक विभाग  
DEPARTMENT OF POSTS INDIA  
भारत के डाक / पत्र स्वीकृति / ACKNOWLEDGEMENT

ನೋಂದಾಯಿತ ಪತ್ರವನ್ನು / ಪಾರ್ಸೆಲನ್ನು ಸ್ವೀಕರಿಸಲಾಗಿದೆ / ಪತ್ರ / ಪಾರ್ಸೆಲು ಪ್ರಾಪ್ತವಾಗಿದೆ  
Received Registered / Letter / Parcel

ಕ್ರ./No. / ದಿನಾಂಕ /  
No. / Date of

\* ರೂ. ಗಳಿಗೆ ವಿಮೆ ಮಾಡಲಾಗಿದೆ. / विमे का मूल्य रुपये में Rajashakar S/o Sangappa  
Insured for Rupees Noolvi, Mys

\* ಸ್ವೀಕರಿಸಿದ ವಿವರ / पानेवाले Plot No. M  
Delivered to APMC yard

On Hubballi

ಭಾರತೀಯ ಅಂಚೆ ಇಲಾಖೆಯ ದಿನಾಂಕ ಮೊಹರು  
वितरण डाकघर की तारीख-मोहर  
Date Stamp of Office of Delivery

ಸ್ವೀಕರಿಸಿದವರ ಸಹಿ ಮತ್ತು ಹೆಸರು  
पानेवाले के हस्ताक्षर और नाम  
Signature and Name of Recipient  
RS Noolvi

PH. Civil Judge & JMFC  
Hubballi  
19/3/18

13 MAR 2024  
ಆ.ಸಿ.-54  
ಆ.ಸಿ.-48  
R.P.-54

ಭಾರತೀಯ ಅಂಚೆ ಇಲಾಖೆ भारतीय डाक विभाग  
DEPARTMENT OF POSTS INDIA  
भारत के डाक / पत्र स्वीकृति / ACKNOWLEDGEMENT

ನೋಂದಾಯಿತ ಪತ್ರವನ್ನು / ಪಾರ್ಸೆಲನ್ನು ಸ್ವೀಕರಿಸಲಾಗಿದೆ / ಪತ್ರ / ಪಾರ್ಸೆಲು ಪ್ರಾಪ್ತವಾಗಿದೆ  
Received Registered / Letter / Parcel

ಕ್ರ./No. / ದಿನಾಂಕ /  
No. / Date of

\* ರೂ. ಗಳಿಗೆ ವಿಮೆ ಮಾಡಲಾಗಿದೆ. / विमे का मूल्य रुपये में Rajashakar  
Insured for Rupees S/o Sangappa Noolvi

\* ಸ್ವೀಕರಿಸಿದ ವಿವರ / पानेवाले R/o # 102, 7th Avenue  
Delivered to Bharati Nagar, Silver Town,  
on Gokul Road, Hubballi

ಭಾರತೀಯ ಅಂಚೆ ಇಲಾಖೆಯ ದಿನಾಂಕ ಮೊಹರು  
वितरण डाकघर की तारीख-मोहर  
Date Stamp of Office of Delivery

ಸ್ವೀಕರಿಸಿದವರ ಸಹಿ ಮತ್ತು ಹೆಸರು  
पानेवाले के हस्ताक्षर और नाम  
Signature and Name of Recipient  
RS Noolvi

PH. Civil Judge & JMFC  
Hubballi  
19/3/18

35(a)

भारतीय डाक  
India Post

RK4724679651N INR:82756396969  
RN: HUBBALLI VIDYANAGAR S.O  
Counter No: 1.06/03/2018.11:02  
To: RAJASHANKAR S. BHARATI NAGAR  
PIN: 580025, Hubballi Vidyanagar S.O  
From: D N HARLAFU, SHRINAGAR CROSS  
Wt: 200gms  
Amt: 25.00(Cash)  
(Track on www.indiapost.gov.in)

PH. Civil Judge & JMFC  
Hubballi

Hubballi  
Date: 19-11-18

35(b)

भारतीय डाक  
India Post

RK4724679651N INR:82756396969  
RN: HUBBALLI VIDYANAGAR S.O  
Counter No: 1.06/03/2018.11:02  
To: RAJASHANKAR S. BHARATI NAGAR  
PIN: 580025, Hubballi Vidyanagar S.O  
From: D N HARLAFU, SHRINAGAR CROSS  
Wt: 200gms  
Amt: 25.00(Cash)  
(Track on www.indiapost.gov.in)

PH. Civil Judge & JMFC  
Hubballi

Hubballi  
Date: 19-11-18

Signature  
Aur to, Complainant

1. Copy applied on the: 12/02/21
2. Copying Sheets required to be Produced  
Charges
3. Copying at: \_\_\_\_\_
4. Applied on: 12/02
5. Applied on: 12/02
6. Applied on: 12/02/21
7. Applied on: 12/02/21
8. Copied by: \_\_\_\_\_
9. Examined by: XEROX  
SYH

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CMO

*[Signature]*  
Copy Examiner



C.R. No. 334/2019

19

CRNO-578/18

PC-226/18

CIN.H.A.V.

CR No. 16/2021

Case No. VII 79118  
Rs. 18/-  
Date 22/6/18

भारतीय स्टेट बैंक  
State Bank of India

1155 NAVANAGAR (N) BR  
1155 2ND LANE COOPERATIVE COMPLEX  
NAVANAGAR, DIST. BELGAUM KARNATAKA 560025  
IFSC CODE: SBIN0071999

PAY TO THE ORDER OF  
श्री. M. D. INRNOGIN/का

श्री. RUPEES Ten Lakh only

₹ 10,00,000/-

Ac No. 31029918144

Prefix: 1515500001

BRANCH OFFICE  
1155 NAVANAGAR (N) BR  
1155 2ND LANE COOPERATIVE COMPLEX  
NAVANAGAR, DIST. BELGAUM KARNATAKA 560025  
IFSC CODE: SBIN0071999

MULTI-CITY CHEQUE Payable at Par at All Branches of SBI

\* 74,24,231 \* 5800020061: 00012011 29

For M/s Noolvi Traders  
R S Noolvi  
Proprietor

Proprietor

Please sign/abv

Signature

8/9/18  
M/S NOOLVI TRADERS  
Noolvi Traders  
Noolvi Traders  
Noolvi Traders

PC 630/18  
CO-1-13-7-18  
EXP-13

At Addl. Chk. Officer  
C. C. Hivavala

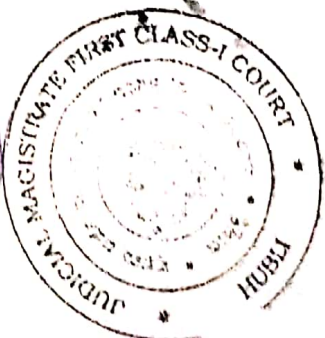
P. J. CIVIL JUDGE (Jr. Div.)

Exp. 4  
15-06-18  
D M Y Y Y Y  
D M Y Y Y Y

P. J. CIVIL JUDGE (Jr. Div.)



CE  
J. M. E. C. 1st  
COMPLAINT





Copy applied for on 18/6/18

Copying sheets required to be produced  
charges

on: 22/6/18

Applicant required to appear on: 22/6/18

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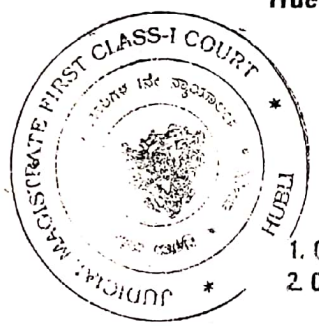
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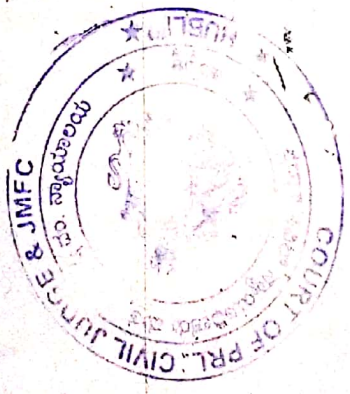
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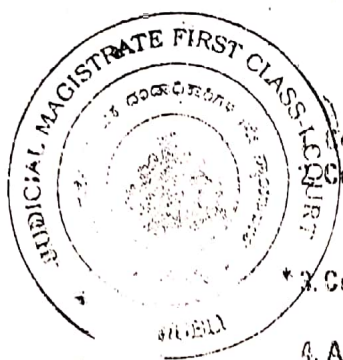
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2. Copying Sheets Produced on: 1 Charges

4. Applicant required to appear on: 18/3/19

5. Applicant Appeared on: 18/3/19

6. Copy ready on: 18/3/19

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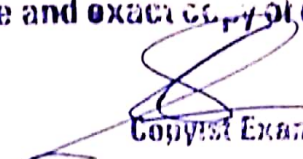


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