



**GUJARAT STATE JUDICIAL ACADEMY**  
**High Court Of Gujarat, Ahmedabad**

Workshop on “ Effective Trial Process of Cases under Negotiable Instruments Act, 1881” for Senior Civil Judges & Civil Judges on 21.04.2026

**21.04.2026 (Tuesday) (Lecture Hall No.4)**

<b>08:45 am to 09:20 am</b>	<b>REGISTRATION</b>	
<b>09:20 am to 09:30 am</b>	<b>PRAYER</b>	
<b>09:30 am to 10:00 am</b>	Introductory Session	<b>Hon’ble Mr. Justice Ilesh J. Vora</b> Judge, High Court of Gujarat
<b>10:00 am to 10:30 am</b>	<b>GROUP PHOTO FOLLOWED BY TEA BREAK</b>	
<b>10:30 am to 11:45 am</b>	<p><b><u>The Negotiable Instruments Act, 1881:</u></b></p> <ul style="list-style-type: none"><li>• Preliminary – Scope and Object of N.I. Act including amendments &amp; the Payment of Settlement System Act, 2007;</li><li>• Depositing cheques for encashment and Drawee Bank, Intimation of Dishonor of cheque.</li><li>• Notice of dishonor, Omnibus notice; Service of Notice, Period of 15 days to pay up the cheque amount.</li><li>• Who may file a complaint – Power of attorney, company, individual and propriety concern, firm and trust. Meaning of holder in due course, death of complainant &amp; effect and joining of legal heirs.</li><li>• Complaint against legal entities u/s.141</li><li>• Amendment in complaint</li><li>• Delay condonation</li></ul>	<b>Team Academy</b>
<b>11:45 am to 12:00 noon</b>	<b>TEA BREAK</b>	
<b>12:00 noon to 01:15 pm</b>	<ul style="list-style-type: none"><li>• Jurisdiction for cognizance u/s 142A;</li><li>• Cause of action for filing complaint;</li><li>• Premature complaint;</li><li>• Appearance of accused &amp; Provisions regarding Bail and Bond</li><li>• Notice of accusation / plea, Discharge application filed by accused under BNSS;</li><li>• Interim Compensation</li><li>• Guidelines/ Directions regarding Expeditious trial of cases filed u/s 138 (Directions issued by the Hon’ble Supreme Court in the case of <i>Sanjabij Tari Versus Kishore S. Borcar</i> - 2025 (0) AIJEL-SC 75934)</li><li>• Evidence by complainant.</li><li>• Step by step procedure.</li></ul>	<b>Team Academy</b>
<b>01:15 pm to 02:15 pm</b>	<b>LUNCH BREAK</b>	

<p><b>02:15 pm to 03:30 pm</b></p>	<ul style="list-style-type: none"> <li>• Presumption under N.I. Act under Sec. 118 and 139 &amp; Evidence Act,</li> <li>• Burden and onus of proof, Applicability of reverse onus clause, Standard of proof.</li> <li>• Reverse onus theory, degree of evidence of rebuttal presumption;</li> <li>• Appreciation of evidence &amp; Further statement under Cr.P.C./ BNSS and</li> <li>• Recording of further-statement and evidence of accused.</li> <li>• Defences raised in cases u/s 138 of N.I. Act <ul style="list-style-type: none"> <li>○ Financial capacity of complainant</li> <li>○ Security cheque, advance cheque, post-dated cheque.</li> <li>○ Misuse of cheque;</li> <li>○ Stolen cheque;</li> <li>○ Service of notice;</li> <li>○ Defective service of notice</li> <li>○ Non-filing of income tax return;</li> <li>○ Defence regarding non-production of books of account and cash book and discrepancies in bills, challan etc.,</li> <li>○ Effect of moratorium period.</li> <li>○ Time barred debt;</li> <li>○ Material alteration</li> <li>○ Other defences</li> </ul> </li> </ul>	<p><b>Team Academy</b></p>
<p><b>03:30 pm to 03:45 pm</b></p>	<p><b>TEA BREAK</b></p>	
<p><b>03:45 pm to 04:45 pm</b></p>	<ul style="list-style-type: none"> <li>• Mediation, Compromise and Lok Adalat, Plead guilty;</li> <li>• Punishment and Compensation;</li> <li>• Suspension of sentence</li> </ul>	<p><b>Team Academy</b></p>
<p><b>Note:</b> The Academy may modify, add, alter, substitute or subtract the subjects/topics/time/ faculty according to exigency</p>		

***LEARNING HAS NO END***