

## The Negotiable Instruments Act, 1881

### Chapter- VII Of Discharge from Liability on Notes, Bills and Cheques

#### Section 85: Cheque payable to order.

**85.** <sup>1</sup>[(1)] Where a cheque payable to order purports to be endorsed by or on behalf of the payee, the drawee is discharged by payment in due course.

<sup>2</sup>[(2) Where a cheque is originally expressed to be payable to bearer, the drawee is discharged by payment in due course to the bearer thereof, notwithstanding any endorsement whether in full or in blank appearing thereon, and notwithstanding that any such endorsement purports to restrict or exclude further negotiation.]

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#### Reference

1. S. 85 re-numbered as sub-section (1) thereof by Act 17 of 1934, s. 2.
  2. Ins. by s. 2, *ibid*.
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