

49 CC NI ACT / 4569/2026 SATIN FINSERV LTD Vs. FARJANA /0 (Roop Nagar)

09.04.2026

Fresh case received by way of assignment. It be checked and registered as per rules.

Present: Ms Shweta Yadav, Ld counsel for the complainant.

This is a fresh case.

In the light of recent judgment of Hon'ble Supreme Court of India in "Sanjabij Tari v. Kishore S. Borcar & Anr., 2025 LiveLaw (SC) 952", there shall be no requirement to issue summons to the accused in terms of Section 223 of BNSS i.e., at the pre-cognizance stage. Hence, appearance of proposed accused is hereby dispensed with.

Perusal of the record reveals that legal demand notice sent to the proposed accused returned to the sender. However, Ld. Counsel for complainant submits that the same has been sent at the last known address of the proposed accused.

Accordingly, complainant is directed to file affidavit of proof of service of the legal demand notice to the proposed accused on or before NDOH in view of judgment ie. HDFC Vs. Amit Kumar, AIR 2010(NOC) 407 (DEL.), 2010 of Hon'ble High Court.

Be put up on 15.09.2026.

(Navdeep Gupta)
JMFC (NI Act-02)/Central
THC/Delhi/09.04.2026