

25.07.2026

Present: Sh. Prabhakar, Ld. Counsel for complainant.  
Accused (through VC).  
Sh. Amresh Kumar, Ld. Counsel for accused (through VC).

**Previously enhanced** cost of Rs. 1,000/- imposed on the accused to be paid to NGO has not been paid. Accordingly, due to repeated non compliance, the said cost now again stands enhanced to Rs. 2,000/- which shall now to be paid to NGO on the UPI id: earthlingstrust99.rzp@icici. Receipt of same be filed by NDOH.

**PAYMENT OF COST IS PRE REQUISITE.**

An oral request of personal appearance of accused has been made by Ld. Counsel for accused. **Perusal of record shows that since 2 dates of hearing, accused has failed to appear in person. Repeatedly, opportunities were given to him.** Accordingly, no grounds are forthcoming to allow his exemption. Accordingly, **his exemption request stands dismissed.**

Previously on many dates of hearing, exemption application had been allowed on behalf of accused. **Even on 29.1.2025, seeing the conduct** of the accused, NBWs were issued against the accused. NOTICE HAS NOT BEEN FRAMED IN THE MATTER SINCE 2023.

It appears that accused is deliberately avoiding the appearance before this court and concealing himself. Hence, let **NBWs** be issued against the **accused** through the concerned SHO, on filing of PF within two months, returnable on NDOH.

Warrants should carry an endorsement that **accused is at liberty to settle the matter and pay the amount to the complainant by reaching out the complainant on the no. 9953396643**, in view of the judgment passed by Hon'ble Supreme Court of India, in case titled as *Sanjabij Tari Vs. Kishore S. Borcar & Anr.*, 2025 (SC).

With consent of both sides, in view of the ongoing "**mediation for the nation campaign 2.0 by NALSA**" be put up before Mediation Cell on 08.09.2026 at 2:30 pm and returnable to this court on NDOH.

Ahlmad is directed to send file to Mediation Cell well in time.

Mediation is being referred with consent of both sides. In case of **non appearance of any party before mediation, a cost shall be imposed on defaulting party.**

Be awaited for presence of Ld. Counsel for accused.

Put up for **settlement if any/ appearance of accused/ framing of notice/ admission on bail/ further proceedings** on 07.05.2027.

AT 02:30 P.M.

Present: None for complainant.

Sh. Amresh Kumar, Ld. Counsel for accused.

**Ld. Counsel for accused has appeared and has filed the cost receipt of previous cost of Rs. 1,000/-. Accordingly, cost is not enhanced to Rs. 2,000 as in the pre lunch session. He further submits that accused has already paid Rs. 12 lacs in 3 tranches to the complainant w.r.t. two connected cases bearing no. CC NI Act 12509/2024 and 8220/2023 and he has the proof of the said payment.**

He is directed to supply the copy of the proof of the payment to the opposite side before NDOH.

**Complainant is directed to verify on the payment received if any.**

On LDOH, it was submitted that no payment has been made by the accused.

**Today, BWs against the accused have been received back unexecuted.**

Ld. Counsel for accused submits that accused is residing at the same address.

Accused has not been admitted on bail. Further, request for exemption has already been dismissed by the court.

Seeing this conduct of the accused who has delayed framing of notice in the present matter, a further cost of Rs. 2,000/- is imposed on the accused to be paid to **NGO** on the **UPI id: earthlingstrust99.rzp@icici**. Receipt of same be filed by NDOH.

**PAYMENT OF COST IS PRE REQUISITE.**

Also, since counsel for accused has appeared on his behalf, **NBWS NEED NOT BE ISSUED AGAINST THE ACCUSED.**

Rather, let **BWs** in the sum of Rs. 10,000/-, be issued against the accused, with one surety of like amount through the concerned DCP returnable on NDOH, **on filing of PF within two months**. DCP concerned is directed to ensure atleast three visits/ attempts are made to execute the process and proper report be filed.

Copy of this order be sent to DCP concerned to ensure compliance.

**NO EXEMPTION SHALL BE ENTERTAINED ON BEHALF OF THE ACCUSED ON THE NDOH and the court will be constrained to issue coercive process.**

Put up for **settlement if any/ appearance of accused/ framing of notice/ admission on bail/ further proceedings** on date fixed i.e. 07.05.2027.

(URVI GUPTA)

J.M.F.C.-01(N.I.Act)/Central,  
THC/Delhi/25.07.2026