

44 CC No. 4902/2019
JANA SMALL FINANCE BANK LTD Vs. SANTOSH
SHARMA

19.05.2025

Present:- Sh. Rajeev Nayan, Ld. Counsel for complainant
(through VC).
Sh. Shivam Mishra and Ms. Anita, Ld. Counsel for
accused with accused.

Fresh Vakalatnama filed on behalf of accused. Be
taken on record.

Offence being bailable, accused is admitted to Court
bail on furnishing of bail bond in the sum of Rs. 4,000/- with one
surety of like amount. Personal bond furnished, considered and
accepted till NDOH. Accused seeks sometime for furnishing
surety bond. Time is granted.

Notice u/s 251 Cr. P.C. has been framed against the
accused to which he pleads **not guilty** and claims trial.

This court holds that present case shall be tried as a
summons case as sentence for more than one year may have to be
passed.

At this stage, admission/denial of documents under
Section 294 Cr. P.C. done. Accused states that he will not dispute
the genuineness and correctness of cheque Ex. CW1/3 and
dishonourment memo Ex CW1/4.

Ld. counsel for the accused submits that he shall file
an application u/s 145 (2) of N.I. Act on the next date of hearing.
Advance copy be supplied to the complainant at least 15 days in

advance before the next date of hearing.

Reply thereto be also filed on the NDOH with advance copy to the accused.

The parties are directed to be prepared for cross-examination of the complainant on the next date of hearing in the event the application u/s 145(2) of N. I. Act is allowed. Both the parties are directed to be present along with their respective counsels.

Be put up for furnishing surety bond / filing of application u/s 145(2) NI Act / CE on **30/07/2025**.

(Shreya Singh)
Judicial Magistrate First Class,
(NI Act) - 05 (C)/THC/DELHI
19.05.2025