

35 CC NI ACT / 17696/2024 The Delhi Safe Deposit Co Ltd Vs. Naveen
Kumar Sharma Prop Of M D Textiles /0 (Barakhamba Road)

08.08.2026

There is pendency of more than 41,000 cases in the present court, therefore, it is not possible to give shorter date in the cases.

Present : Sh Vivek Bhagat, Ld. Counsel for complainant
alongwith AR.

Accused and surety with ld. counsel Ms Vandana.

Matter is listed for furnishing of bail bonds/framing
of notice.

Copy of evidence affidavit alongwith documents
have been supplied today to Ld. Counsel for the accused.

Bail bonds furnished. Same are verified and
accepted.

This court is of the view that there is prima-facie
case against the accused person(s) for offence punishable under
Section 138 r/w 141 N. I. Act and the contentions of defence can
only be decided by way of trial.

Substance of allegations against the accused have
been explained to him in vernacular. Notice U/s 274BNSS served
upon accused to which he pleaded not guilty and claimed trial
and further disclosed his defence. Plea of defence of accused is
recorded. Statement of accused regarding admission/ denial of
documents also got recorded. The accused has admitted the
dishonor memo and postal receipts of legal demand notice,
accordingly, witnesses at Sr.No. 2 to 5 i.e. concerned clerk/
official from concerned bank are dropped.

In view of the defences disclosed by the accused in
notice of Accusation framed U/s 251 Cr. P.C, I do not deem it fit
to try the case summarily. As such, I am inclined to grant
opportunity to accused to cross examine the witnesses of the
complainant side, specially keeping in view the fact that if the
trial results in conviction imprisonment exceeding one year may
have to be passed, as such, this complaint would be tried as
summons trial case. Accordingly, the requirement of filing
application u/s 145(2) NI Act is dispensed with. The accused is
granted opportunity to cross examine the witnesses of the
complainant.

Accused is at liberty to appear through VC at the
stage of CE.

Now to come up for CE on 14.12.26 at 11:30 am.

(Anjali Singh)

JMFC (NI Act) – 03/PHC/ND/08.08.2026