

**CISCO SYSTEM CAPITAL INDIA PVT LTDVs. TECHNO SATCOMM INDIA PVT LTD
AND ORS**

22.02.2021.

In the wake of Corona / Covid-19, the matter is taken up through video conferencing / Cisco Webex in view of the order no. 35/RG/DHC/2021 dated 14.01.2021.

Present: Sh. Rajesh Kumar, Ld. counsel for the complainant.
Ms. Ekta Mehta, Ld. counsel for accused no. 1 & 2.
Accused no.2 in person through V.C.
Accused no.1 is a company.
Accused no.3 absent.

Fresh vakalatnama was filed behalf of accused no.2 alongwith application for cancellation of NBW. Perusal of the file shows that accused had appeared in this case through counsel on four dates, however, subsequently the accused stopped appearing in this case. Ld counsel for accused submits that the absence of the accused was unintentional and was owing to miscommunication between previous counsel for the accused and the accused. Perusal of the file shows that the total amount outstanding of the cheque in question is approximately One Crore Forty Lacs. In the interest of justice and in view of the submissions made by the counsel NBWs issued against the accused vide order dated 10.01.2020 are hereby cancelled subject to a cost of Rs. 20,000/- as the court was constrained to adjourn the matter for several dates owing to non appearance of the accused.

Accused is directed to remain present on the NDOH.

Report of NBW issued against accused no.3 not received back.

In view of the aforesaid and in view of office order No. 1167/M&C/DHC/2020 dated 17.11.2020 issue NBW against the accused no.3 through SHO concerned, returnable on NDOH.

Put up for appearance of accused, furnishing of bail bond, framing of notice and report of NBWs against accused no.3 on **23.04.21.**

(Anshul Singhal)
MM(N.I. Act)-03/NDD/PHC/ND
22.02.2021