

26 CC NI ACT / 21634/2026
HDFC BANK LTD VS. NITIN JAIN
(DWARKA SOUTH)

HYBRID HEARING

24.07.2026

Present: Ld. Counsel for the complainant alongwith AR.

Pre-summoning evidence by way of affidavit has been tendered. Vide separate statement of AR of the complainant, pre summoning evidence is closed.

Arguments have been heard upon the point of summoning of the accused. After going through the complaint, documents attached with it and testimony of the complainant, it prima facie appears that offence U/s 138 of N.I Act is committed and it further appears that all the statutory requirements have been complied with and complaint is filed within the period of limitation. Sufficient ground for summoning accused is made out.

Let the accused be summoned on filing of PF, and RC/Speed post/approved courier with directions to the process server to serve the accused person through affixation in case of non availability, refusal or if the premise was found locked, returnable for **06.11.2026**. Steps be taken within thirty days from today. Ahlmad to issue summons within 10 days from filing of PF. Complainant is directed to utilize all the modes for the service of summons.

Accused be served through affixation also in terms of Section 65 CrPC (67 BNSS). Complainant is also at liberty to accompany the process server for effective service of summons.

Contd...2

As per the guideline laid down in the case titled **Damodar S. Prabhu Vs. Sayyed Baba Lal H. reported in (2010) 5 SCC 663**, Ahlmad is directed to make a mention on the summons issued against the accused that “accused can make an application for compounding of the offence at the first and second hearing of the case and if such an application is made compounding may be allowed by the court without imposing any cost on the accused”.

(Aditi Rao)
JMFC-13, SWD, Dwarka Court
New Delhi:24.07.2026