

9 CT Cases 1321/2023 M/S KOTAK MAHINDRA BANK LTD. Vs. M/S MEHANDIPUR
BALAJI ELECTRICALS AND ORS

10 CT Cases 1775/2023 HERO FINCORP LTD Vs. M/S MAK CORPORATE
CONSULTANCY INDIA PVT. LTD ANR ORS

11 CT Cases 1791/2023 M/S KOTAK MAHINDRA BANK LTD. Vs. M/S SURYAM
POLYFILMS PVT LTD AND ORS.

21.07.2026 at 2.00 pm :

Present: None.

The perusal of the record reveals that matter has been pending for filing of fresh address of accused since the year 2024.

Since it is complaint case, the primary duty of tracing the accused lies on the complainant. As such there is no provision for investigation in respect of the offence u/s 138 NI Act as the same is a document based, technical offence. Sufficient time and opportunities have been given to the complainant to trace the accused and file the fresh address of the accused.

Perusal of record shows that despite given multiple opportunities complainant has failed to trace the accused or file his fresh address. In these circumstances, this court does not deem it fit to keep the matter any longer as no effective proceedings were taking place in the instant case. The complainant in the present matter was directed to furnish the fresh address of the accused. Non compliance of the direction of the court is nothing but non prosecution.

Accordingly, the matter is disposed of as dismissed for the want of fresh address of the accused.

File be consigned to record room after due compliance.

(NITIN SHAH)
JMFC (NI ACT)-05, (SOUTH),
SAKET COURTS, NEW DELHI/21.07.2026