

03.12.2020

All proceedings of this court shall be conducted via video conferencing.

Present: Sh. Kamal Bahal, Ld. Counsel for the complainant.
(Through CISCO WebEx)

The present complaint has been filed alleging an offence u/s 138 NI Act. Perusal of the case file reveals that the bank return memo is not stamped and there is some discrepancy regarding the legal demand notice. As per the contents of the complaint and affidavit of evidence, legal demand notice was dated 30.10.2020 and it was dispatched on 03.11.2020, however, the accompanying copy of legal demand notice is dated 23.10.2020. Ld. Counsel for complainant is directed to explain and remove this discrepancy.

As per the SOP issued by the Hon'ble High Court of Delhi regarding functioning of Digital Court of NI Act cases, it is mandatory for the complainant to submit original cheque, original bank return memo, legal notice, delivery report of legal notice, signed complaint and affidavit of presuming evidence with the Reader cum Ahlmad of this court. Submissions of these documents in original, is pre-requisite to taking of cognizance.

Ld. Counsel for complainant seeks some time to file stamped return memo, remove the discrepancy regarding the legal demand notice and submit the originals of above mentioned documents.

Time granted.

Put up for consideration on **05.01.2021**.

(EBBANI AGGARWAL)
M.M.(N.I. ACT) DIGITAL COURT-09
SOUTH-WEST/DWARKA/NEW DELHI
03.12.2020