

CC NI Act No. 13884/2026

Vinay Kumar Sharma vs. Shashi Kapoor & Anr.

PS Chhawla

18.03.2026

Fresh compliant received from facilitation centre. It be checked and registered.

Present: Ms. Santosh Yadav, Ld. Counsel for the complainant.

In view of the directions issued by the Hon'ble Supreme Court of India, in the case of ***Sanjabij Tari v. Kishore S. Borcar and Anr., Crl. Appeal No. 1755 of 2010***, the requirement to issue summons to the accused in terms of Section 223, BNSS i.e. at pre-cognizance stage has been dispensed with.

Original documents have been filed today. The case has already been registered as it was filed via e-filing.

Evidence by way of affidavit tendered by the complainant. Pre-summoning evidence stands closed. Case is prima-facie within limitation.

Arguments on summoning of accused heard. Complaint and documents filed therewith perused.

Upon consideration of complaint, documents filed and examination of complainant, prima facie there appears to be sufficient ground to proceed against the accused **u/s 138 Negotiable Instruments Act.**

Accordingly, I take cognizance, let **summons be issued upon accused** upon filing of PF/RC/speed post within 14 days through all permissible modes including e.mail and Whatsapp service.

As per the guidelines laid down in the case titled as '**Damodar S. Prabhu Vs. Sayed Baba Lal H'**, AIR 2010 (SC) 1907, Ahlmad is directed to make a mention on the summons (add separate sheet, if required) that the accused can make an application for compounding of the offence at the first or 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.

Put up for reports on summons on **28.07.2026.**

(Harshal Negi)

JMFC-02/Dwarka Courts

New Delhi/18.03.2026