

CNR No:HRPK030119882026 CASE No:NACT-1066-2026

Baljinder Singh Vs Shivam Sharma

Present: Sh. Tejpal Verma, Advocate for complainant.

Fresh complaint presented today. It be checked and registered.

One complainant witness is present as CW-1, who has tendered his affidavit Ex.CW1/A and documents **Ex.C1 to Ex.C5** in his preliminary evidence, thereafter, complainant has closed his preliminary evidence.

Arguments on point of summoning of accused heard. This is a criminal complaint under Section 138 of Negotiable Instruments Act. Complainant has alleged that accused issued cheque which was got dishonoured. In pursuance thereof, legal notice was sent to the accused and no payment was made within stipulated time frame of 15 days. Therefore, the cause of action accrued and the complainant filed the instant complaint.

On careful consideration of the complaint as well as preliminary evidence and documents **Ex.C1 to Ex.C5** placed on the record of the case, a prima facie case for commission of offence punishable under Section 138 of the Negotiable Instruments Act is made out against accused. No detailed reason are required to be given for summoning of the accused in view of the **law laid down by the Hon'ble Apex Court in case of U.P. Pollution Control Board Vs. M/s Mohan Meakins Ltd. and others 2000(2) RCR 421**. In view of the discussion made above the accused is hereby summoned accordingly to face trial for the commission of offence under Section 138 of Negotiable Instruments Act. Summons be issued to the **accused** for **16.11.2026** through registered cover/ speed post/ approved courier service/ electronic modes i.e. email/WhatsApp or any other Instant Messaging service on filing of copy, RC/AD, process fees etc. well in time. Summons be given dasti also, if so desired. In pursuance of VOL IV Chapter 7B Rule I (iii) of Hon'ble High Court Rules and orders, details, complainant is directed to furnish details of electronic mode of communication i.e., email address or WhatsApp number of accused if available, so that the summons can be issued through email/WhatsApp also. **E-mail, if any has to be sent through District Computer Branch, Panchkula and intimation to the accused regarding pendency of the case through WhatsApp be done by sending the copy of summons on the WhatsApp number of the accused.**

Notice through speed post is compulsory and learned complainant counsel is directed to send notice to accused through speed post and he is further directed to place on record the postal receipt of the same as well as track consignment report on the date fixed.

It be mentioned on the summons that if the address is found to be locked, the service of summons be effected through affixation.

(Manmeet Kaur Ghuman)

JMIC/Panchkula

UID No.HR-0503

Date of order:-25.08.2026

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