

Present: Sh. Satyam Singh Ld. Counsel for complainant.

Arguments on the point of summoning accused, heard.

Complaint, Affidavit of evidence and other annexed documents also perused. This court finds sufficient material to proceed further and thus I take cognizance of the offence punishable U/S 25 of Payment and Settlement Systems Act, 2007. NACH Mandate, Dishonour report, and legal notice perused.

Following the law laid down in A. C. Narayanan Vs. State of Maharashtra & Anr.” (2014) 11 SCC 790, complaint, affidavit of evidence and documents considered, in view of complaint, documents produced and verification in the form of affidavit of evidence, there are sufficient grounds for proceeding further against accused **as per memo of parties**. Therefore, I hereby summon the said accused.

Ahlmad is hereby directed to issue summons against the accused on filing of P.F./R.C./Approved Courier on filing of PF within 1 week from today, as well as through e mail ID and whatsapp number of accused on furnishing of the correct e mail ID and whatsapp Number of the accused by the complainant. Ld. Counsel for the complainant is also directed to fill up the online META Data form at the time of filing of first process fee as mandated by the SOP issued by the Hon’ble High Court of Delhi. Proof of service/tracking report be filed and updated in the digital file on or before the next date of hearing. Any previous correspondence between the parties on the same email. Whatsapp or phone number to be filed along with the tracking report. The process server is directed to serve the summons by way of affixation, if premises found closed or same could not be served personally or on any adult male member. Further, the complainant is to file an affidavit to the effect that the e mail address and or number on which the said message (s) are sent is/ are of the accused along with certificate u/s 65 B of Indian Evidence Act and a

digital copy of screenshot of such service be necessarily attached with a report on summons.

As per the guidelines laid down as in the case titled s ***“Damodar S. Prabhu Vs. Sayed Babalal H”***, AIR 2010 SC 1907, 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 costs on the accused.”

Matter be fixed for appearance of accused and framing of notice on 19.01.2027 at 10:00 AM. Dasti summons be issued accordingly.

(SAURABH GOYAL)
Judicial Magistrate First Class-01
DWARKA/NEW DELHI /13.08.2026