

1 CC NI ACT 2968/2021

PRIME MOVER MOBILITY TECHNOLOGY PRIVATE LIMITED
VS. DHARMENDRA NIRMAL KUMAR BOTHRA

01.07.2026

Present:- Sh. Sushil Kumar Singh, Ld. Counsel for complainant
through VC
None for accused.
Process Server HC Rakesh Kumar in person.

Matter is fixed for appearance of accused.

Statement of process server executing the process under Section 82 CrPC against the accused is recorded today and exhibited as Ex. CW-1/P. Statement and report perused. In view of the same, process under Section 82 has been duly executed and since accused has failed to appear despite proclamation and repeated opportunities, accused is fit to be declared as a proclaimed person. Since the accused had already absconded and as per judgment of Hon'ble Supreme Court in Mandvi Cooperative Bank Ltd. case, affidavit of the complainant filed at pre-summoning stage can also be read at post-summoning stage, there is no need to separately record evidence in terms of Section 299 CrPC. Statement of process server has been recorded as mentioned above and since the accused person has failed to appear, in my opinion, accused person has absconded.

SHO concerned is directed to apprise the court about the steps taken to apprehend the accused/proclaimed person within the next 3 months. Copy of this order be sent to concerned SHO for strict compliance.

Let file be consigned to record room after due compliance, till accused is apprehended.

File be revived on appearance of accused person.

(POOJA KUMARI)
JMFC NI ACT-10 (South)
Saket Courts, New Delhi/01.07.2026