

44 CC NI ACT / 838/2024

RAJ PAL YADAV Vs. GULSHAN KUMAR
(S.P. Badli)

22.04.2026

Present: Mr. Manish Yadav, Ld. Counsel for complainant with complainant.
Mr. B.M. Nimesh, Ld. Counsel for accused with accused.

An application for cancellation of NBW has been filed on behalf of accused. Heard. NBW against accused are cancelled subject to cost of Rs. 1000/- to be paid to the complainant before NDOH. Accused is warned to be careful in future.

Ld. Counsel for accused affirms that he has received complete set of documents.

Notice u/s. 251 CrPC explaining the substance of the accusation has been served upon the accused today to which he has pleaded not guilty and has claimed trial.

Statement of accused u/s. 294 CrPC has also been recorded. In view of the statement of the accused, Ld. Counsel for complainant has submitted that he does not wish to examine witnesses concerning cheque in question, return memo and postal receipts supporting delivery of legal notice, being formal witnesses. In view of the statement of accused u/s. 294 CrPC and the submissions of counsel for the complainant, **witnesses concerning cheque in question, return memo and postal receipts supporting delivery of legal notice, are hereby dropped from the list of witnesses furnished on behalf of the complainant.**

In view of the defence of the accused, Ld. Counsel for accused has made an oral application u/s. 145(2) NI Act and has sought permission of this court to cross examine the complainant. Submissions heard. In view of the submissions made, **application u/s. 145(2) NI Act is hereby allowed.**

Since the conclusion of the trial might take more than 06 months and also the fact that the accused might be sentenced for more than 01 year, accordingly, I order that the trial of this case be conducted as per the procedure laid down for trial of summons cases.

At this stage, Both parties have jointly submitted that they wish to explore the possibility of settlement in the present matter. Accordingly, with joint consensus, the present matter is referred to Mediation Cell for **06.05.2026 at 02:00 P.M.**

Mediation from be signed by both the parties today itslef. Both parties are directed to remain present during the proceedings before the Mediation Cell and in case the matter is received back as unsettled from mediation cell due to the non-appearance of the parties, then serious view will be taken which may include imposition of heavy cost.

In case the matter does not get settled, put up before Court for CE on **12.08.2026.**

(GAURAV DAHIYA)
JMFC/NI ACT COURT
NORTHDISTRICT,ROHINI
22.04.2026