

34 CC NI ACT 13500/2022

BISHWANATH TRADERS AND INVESTMENT LTD Vs. INDIA TISSUES INDUSTRIES, THROUGH ITS PROPRIETOR MR. KARAN GARG AND MR. MANISH GARG (Defence Colony)

12.05.2026

Court Proceedings are also being conducted through Video Conferencing using CISCO WEBEX application.

Present : Only accused no. 1 has been summoned vide order dated 02.05.2023.

Sh. Anand M. Mishra, Ld. Counsel for the complainant through VC.

Sh. Lalit Naagar, Ld. Counsel for accused along-with accused in person.

Ld. Counsel for accused has made an oral application u/s 145(2) NI Act seeking permission to cross-examine the complainant witnesses. It was held by Hon'ble Supreme Court of India in the case of *Mandvi Co-operative Bank Ltd. v. Nimesh B Thakur* (2010) 3 SCC 83 that in event of an application made under Section-145(2) the court is obligated to summon the person whose evidence is given on an affidavit for purpose of cross-examination. Furthermore, it is submitted by Ld. Counsel for complainant that he has no objection if the said application stands allowed. Therefore, considering the mandate of law as well as the defence of accused as disclosed, the application stands allowed.

Put up for complainant evidence/further proceedings on **19.08.2026**.

(Surbhi Sharma)
JMFC(NI ACT) -08/SED
Saket/New Delhi/12.05.2026