

39 CC NI ACT / 8003/2026 Nauras international Vs. Rohit traders /0 (Kotwali)

01.07.2026

**Fresh case received by way of assignment. It be checked and registered as per rules.**

Present: Sh Vaibhav Dubey, Ld counsel for the complainant through VC

This is a fresh case.

In the light of recent judgment of Hon'ble Supreme Court of India in "Sanjabij Tari v. Kishore S. Borcar & Anr., 2025 LiveLaw (SC) 952", there shall be no requirement to issue summons to the accused in terms of Section 223 of BNSS i.e., at the pre-cognizance stage. Hence, appearance of proposed accused is hereby dispensed with.

Perusal of the record shows that original cheque has not been filed. Further, the said cheque is stated to have been issued for Shree Ganga Foods i.e. proposed accused no. 3 by its proprietor Sh Rahul, however, M/s Rahul Traders and M/s Rohit Trading Company have also been arrayed as accused.

Upon inquiry, Ld counsel for the complainant submits that the cheque has been misplaced and he seeks time to file an affidavit in this regard. It is further submitted that no other case qua the cheque in question has been filed before any authority or forum. It is further submitted that M/s Rahul Traders and M/s Rohit Trading Company have also been arrayed as accused because transaction took place with them also.

**Let affidavit in this regard be filed by the NDOH.**

In view of submissions, notice be issued to concerned bank witness to appear in person along with documents regarding the cheque in question and its dishonour, upon filing of PF. PF be filed within 20 days.

Be put up on 18.09.2026.

(Navdeep Gupta)  
JMFC (NI Act-02)/Central  
THC/Delhi/01.07.2026