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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CRL.M.C. 1528/2023**

SANDEEP SINGH MADHOK & ANR. Petitioners

Through: Mr. Parmanand Yadav, Mr. Mohit
Arora, Ms. Sonika Khandelwal, Advs.

versus

STATE NCT OF DELHI & ANR. Respondents

Through: Mr. Ajay Vikram Singh, APP for
State

CORAM:
HON'BLE MR. JUSTICE JASMEET SINGH

ORDER

06.03.2023

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CRL.M.A. 5823/2023

Exemption allowed, subject to all just exceptions.

Application stands disposed of.

CRL.M.C. 1528/2023

This is a petition seeking quashing of complaint case No. CC/635997/2016 u/s 138 of the Negotiable Instruments Act, 1881 and proceedings emanating therefrom.

It is stated by Mr. Yadav, learned counsel for the petitioner that in the present, the sum covered by the cheques is about Rs. 14 crores, whereas as per the finding of the sole arbitrator on the same issue, the amount due and payable by the main borrower was Rs. 4.74 crores (approx). The petitioner was only a guarantor for the loan.

He states that once a notice has been issued and a complaint has been



filed for bouncing of all the cheques amounting to Rs. 14 crores (approx.), it is not permissible for the complainant to segregate the amounts as well as the cheques. It is one complaint and it is to be dealt in totality.

Issue notice to the complainant, on the petitioner taking steps within 1 week from today, returnable on 24.07.2023.

CRL.M.A. 5824/2023

Issue notice to the complainant, returnable on 24.07.2023.

List along with CRL.M.C. 1043/2023 before the same bench on 24.07.2023.

JASMEET SINGH, J

MARCH 6, 2023/dm

Click here to check corrigendum, if any