



\$~96, 97 & 113

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

+ CRL.M.C. 2349/2026, CRL.M.A. 9539-9540/2026

SANDEEP JAIN

.....Petitioner

Through: Mr.N.Hariharan, Senior Advocate
with Mr. Yash Varma, Mr Arjun
Mandla, Mr. Raghav Bakshi and
Mr.Abhinav Kaushik, Advocates

versus

KAUTILYA REAL ESTATE FUND

.....Respondent

Through:

+ CRL.M.C. 2350/2026, CRL.M.A. 9541-9542/2026

SANDEEP JAIN

.....Petitioner

Through: Mr.N.Hariharan, Senior Advocate
with Mr. Yash Varma, Mr Arjun
Mandla, Mr. Raghav Bakshi and
Mr.Abhinav Kaushik, Advocates

versus

KAUTILYA REAL ESTATE FUND

.....Respondent

Through:

+ CRL.M.C. 2358/2026, CRL.M.A. 9599-9600/2026

SANDEEP JAIN

.....Petitioner

Through: Mr.N.Hariharan, Senior Advocate
with Mr. Yash Varma, Mr Arjun
Mandla, Mr. Raghav Bakshi and
Mr.Abhinav Kaushik, Advocates

versus

KAUTILYA REAL ESTATE FUND

.....Respondent



Through:

CORAM:
HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER
% **30.03.2026**

CRL.M.A. 9540/2026 (Exemption) in CRL.M.C. No. 2349/2026
CRL.M.A. 9542/2026 (Exemption) in CRL.M.C. No.2350/2026
CRL.M.A. 9600/2026 (Exemption) in CRL.M.C. No.2358/2026

Exemptions allowed, subject to all just exceptions.

The applications stand disposed of.

CRL.M.C. 2349/2026 & CRL.M.A. 9539/2026 (stay)
CRL.M.C. 2350/2026 & CRL.M.A. 9541/2026 (stay)
CRL.M.C. 2358/2026 & CRL.M.A. 9599/2026 (stay)

1. Mr. N.Hariharan, learned senior counsel for the petitioner, submits that in similar cases between the same parties (CRL.M.C.1365/2026) this Court has issued notice *vide* order dated 18.02.2026 recording as follows:

“ 2. Mr. N. Hariharan, learned Senior Counsel for the petitioner, submits that the proceedings pending before the learned Magistrate are not maintainable, inasmuch as the amount demanded in the legal notice dated 20.01.2023 does not correspond to the amount of the dishonoured cheques in question. In support of this submission, he places reliance, inter alia, upon the judgment of the Supreme Court in Kaveri Plastics v. Mahdoom Bawa Bahrudeen Noorul [2025 SCC OnLine SC 2019].

xxxx xxxx xxxx .”

2. Mr. Hariharan submits that in these three cases, which are the subject matter of these petitions also, the amounts demanded in the respective legal notices are different from the amounts of the dishonoured cheques in question.

3. Issue notice. Notice be served upon the respondent by all permissible modes, including through learned counsel appearing on



behalf of the respondent before the learned Magistrate's Court. *Dasti* service, in addition, is also permitted. Affidavit of service be filed within one week thereafter.

4. List on 21.04.2026 alongwith CRL.M.C. 1365/2026.

PRATEEK JALAN, J

MARCH 30, 2026

'Sv/JM'/'