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

+ CRL.M.C. 4392/2026 & CRL.M.A. 17804/2026 (Stay)

CHANDRA MOHAN KATHURIA .....Petitioner

Through: Mr. Abhishek Kumar, Adv. (through  
VC).

versus

IDFC FIRST BANK LIMITED .....Respondent

Through:

**CORAM:  
HON'BLE MR. JUSTICE AMIT SHARMA**

**ORDER**

% **03.06.2026**

1. This hearing has been done through hybrid mode.

**CRL.M.A. 17805/2026 (Exemption)**

2. Allowed, subject to all just exceptions. The application is disposed of.

**CRL.M.C. 4392/2026 & CRL.M.A. 17804/2026 (Stay)**

3. The present petition under Section 528 of the BNSS seeks the following prayers:-

“a. Quash the entire proceedings arising out of Complaint Case No. 5171/2024 tilted as ‘IDFC First Bank Ltd. v. Chandra Mohan Kathuria’ pending before the Ld. JMFC, Municipal Magistrate, Dwark Courts, Delhi, alongwith the impugned summoning order dated 02.05.2024; and/or,

b. Pass such other or further orders as this Hon’ble Court may deem fit and proper in the facts and circumstances of the case to secure the ends of justice.”

4. Learned counsel for the petitioner draws the attention of this Court to



an order dated 16.02.2026, passed by the learned Single Judge of this Court in CRL.M.C. 1279/2026, whereby, in a similar case instituted by the petitioner, the proceeding before the learned Trial Court had been stayed. The said order reads as under:-

“1. Petitioner seeks quashing of Complaint Case No.5178/2024, for commission of offences under Sections 25 and 27 of Payment and Settlement Systems Act, 2007.

2. It is submitted that at the time of alleged debit, the account of the petitioner was freezed and such fact was also brought to the knowledge of the complainant and despite knowing the abovesaid aspect, the aforesaid complaint has been filed in a casual and routine manner.

3. Learned counsel for the petitioner, in this regard, places reliance on Best Buildwell (P) Ltd. & Ors. vs. R.D. Sales:2025 SCC OnLine Del 4267.

4. The next date of hearing before the learned Trial Court is stated to be 18.02.2026.

5. Issue notice to respondent through all permissible modes.

6. List on 11.05.2026 alongwith CRL.M.C. 470/2026.

7. The proceedings before the learned Trial Court shall remain stayed till the next date of hearing.”

5. Learned counsel for the petitioner submits that in the present case as well, the respondent was aware of the account being freezed.

6. On the petitioner taking necessary steps, issue notice to the respondent, through all permissible modes, returnable for the next date of hearing.

7. In the meantime, the proceedings before the learned Trial Court shall remain stayed till the next date of hearing.



8. List before the Roster Bench on 06.10.2026 alongwith **CRL.M.C. 1279/2026**.
9. A copy of the order be sent to the concerned learned Trial Court for necessary information and compliance.
10. Order be uploaded on the website of this Court, *forthwith*.

**AMIT SHARMA, J**  
**(VACATION JUDGE)**

**JUNE 3, 2026/nk/sg**