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

+ CRL.M.C. 8904/2025, CRL.M.A. 37137/2025 (stay),  
CRL.M.A.37139/2025

HARSHA JAIN

.....Petitioner

Through: Mr. Vivek Kohli Sr. Adv., Mr. Nalin  
Talwar Adv., Mr. Archit Upadhyay  
Adv. and Mr. Anmol Chawla  
Advocate.

versus

KOTAK MAHINDRA BANK LIMITED .....Respondent

Through: Mr. Abhishek Kumar, Advocate.  
Counsel for Complainant (appearance  
not given)

**CORAM:**

**HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA**

**ORDER**

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**12.12.2025**

**CRL.M.A.37138/2025 (Exemption)**

1. Exemption allowed, subject to all just exceptions.
2. The Application stands disposed of.

**CRL.M.C. 8904/2025**

3. Petition under Section 482 of the Code of Criminal Procedure, 1973 (*hereinafter referred to as 'Cr.PC'*) or Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*hereinafter referred to as 'B.N.S.S.'*), has been filed on behalf of the Petitioner, for quashing the Criminal Case bearing CC NI Act No. 561/2020 arising out of the Summoning Order dated 24.03.2021 and framing of Notice Order dated 30.09.2022 and consequential proceedings arising therefrom.



4. It is submitted that the Summoning Order dated 24.03.2021 was challenged by way of Revision, which has been dismissed *vide* Order dated 14.10.2025. The Petitioner submits that the impugned cheque amount already stands paid and there is no cause of action in the Complaint under Section 138 of N.I. Act.
5. Learned counsel for the Complainant, who has appeared on advance Notice, submits that the defence being put forth by the Petitioner, is a matter of trial and cannot be considered for quashing of the Complaint itself.
6. The Reply be filed within four weeks with copy to the opposite counsel.
7. Be listed for arguments on 27.03.2026.

**NEENA BANSAL KRISHNA, J**

**DECEMBER 12, 2025/RS**