



dishanagvekar

IN THE HIGH COURT OF BOMBAY AT GOA
CRIMINAL WRIT PETITION NO.446 OF 2026 (F)

M/S CITI SOLUTIONS PRIVATE LIMITED
REP. BY ITS DIRECTORS AND 2 ORS.

... PETITIONERS

Versus

M/S D LINK INDIA LIMITED REP. BY
ITS COMPANY SECRETARY

... RESPONDENT

Ms. Priyanka Kamat, Advocate for the Petitioners.

CORAM:- AMIT S. JAMSANDEKAR, J.

DATED :- 30th April, 2026

P.C.:

Heard Ms. Kamat, learned Counsel appearing for the Petitioners.

2. The Petitioners have approached this Court by way of the present Petition seeking relief against the proclamation order dated 13/02/2026 and the Non-Bailable Warrant dated 03/09/2024.

3. It is stated in the Petition that the Petitioners, for the first time, learnt about the pending proceedings before the learned Magistrate, initiated by the Respondent, on 20/04/2026.

4. It is the categorical case of the Petitioners that the summons has not been served upon the Petitioners, though the Petitioners and the

Respondent are, even till today, in a business relationship. Ms. Kamat relied upon a copy of the email dated 28/04/2026 to establish that the Petitioners and the Respondent are in a business relationship. On the basis of the statements made by the Petitioners that the Petitioners have not been served with the summons in the pending proceedings, and on the categorical statement made in the Petition that the Petitioners learned about the pending proceedings for the first time on 20/04/2026, I am inclined to grant relief in terms of prayer clause 'c', which reads as follows:

"In the alternative, the proclamation order dated 13/02/2026 and the Non-Bailable Warrant dated 03/09/2024 be kept in abeyance."

5. The relief in terms of prayer clause 'c' shall operate only up to 07/05/2026. The Petitioners shall remove all office objections and get the Petition numbered on or before 05/05/2026. If the office objections are not removed before 05/05/2026, the present Petition shall stand dismissed without further reference to this Court. If the office objections are removed and the Petition is numbered on or before 05/05/2026, list the Petition on 07/05/2026.

6. Issue notice to the Respondent, returnable on 07/05/2026. Humdast allowed. The Petitioners shall pay the process fee by today evening. In addition to the regular mode of service, the Respondent may also be served by Speed Post, Courier, WhatsApp, and Email. Affidavit of service, along with the tracking report of the registered

post and printouts of Email and WhatsApp messages as proof of service, shall be filed on or before 05/05/2026. The Registry shall provide the tracking number under which the Speed Post has been sent to the Respondent in order to enable the Petitioners to track the same.

7. Stand over to 07/05/2026 high on board.

AMIT S. JAMSANDEKAR, J.