

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 1111/2026

Dhruvsatya Gupta S/o Late Shri Raman Gupta

-----Petitioner

Versus

Modern Machinery Store

-----Respondent

For Petitioner(s) : Mr. Tanay Goyal, Adv.

For Respondent(s) : Ms. Arti Sharma, PP

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

25/03/2026

Office has pointed out two defects; viz. (1) documents are required to tally the address of the petitioners and (2) petitioners are not tallied in the impugned orders dated 16.11.2023 & 29.05.2019.

A detailed reply has been filed by the counsel for the petitioners to the aforesaid defects. Counsel submits that since the petitioners were not part of the original proceedings initiated under the N.I. Act by respondent No.3/complainant, therefore, they were not parties in the order dated 29.05.2019 whereby learned Trial Court took cognizance against respondent No.2. Counsel submits that the said cognizance order was challenged by respondent No.2 before the learned Revisional Court and the learned Revisional vide order dated 16.11.2023 disposed of the revision petition and took cognizance against the petitioners without affording them an opportunity of hearing.

Counsel submits that since the petitioners were not made parties either in the original proceedings or the revisional



proceedings, their names could not have been made a part of the orders dated 16.11.2023 & 29.05.2019.

Considering the reply filed by the petitioners to the defects, the defects pointed out by the Office are waived.

Office to proceed further.

(ANIL KUMAR UPMAN),J

Manoj Solanki/385