

Court of Sh. Divyam Lila, Ld. MM(MCD),
East, KKD, Delhi

Date of Order 15.02.2025

29 CC NI ACT / 2513/2024

GAURAV BHATIA Vs. NAZIR AHMED /0 (Shakarpur)

Present: Complainant with Ld. Counsel.
None for the accused.

The Counsel for the complainant has also filed the service affidavit alongwith the screen shot of service through WhatsApp.

The notice on the respondent is received back as delivered, hence, deemed served. The matter is at the consideration of the present case under Section 138 NI Act, subject to pre-cognizance hearing to the respondent under Section 223(1) BNSS. Respondent is absent despite being aware of court proceedings.

Arguments shall be heard in his absence.

It is submitted by Ld. counsel for the complainant that the complainant is situated within the territorial jurisdiction of this court.

Prima facie offence u/s 138 NI Act, 1881 is made out. Accordingly, cognizance of offence is taken.

The PSE of the complainant is dispensed with in view of judgment of Hon'ble Supreme Court of India in "AC Narayanan v. State of Maharashtra & Ors." passed on 13.09.2013. Heard on issuance of process.

Materials on record suggest sufficient ground to summon the accused Nazeer Ahmed. Accordingly, issue summon on both the address of accused subject to filing PF/RC within 15 days from today. Summon be sent for service through all permissible modes including electronic modes.

Dasti summons be also given to the complainant for service through WhatsApp alongwith screen shot and affidavit of service of the summons and the complaint upon the accused.

Put up for further proceeding on **19.05.2025**.

Scan the QR Code for downloading
the summons, notices and warrants.



(Presiding Officer)

All ordersheets are digitally signed and uploaded