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

+ **CRL.M.C. 3039/2024 & CRL.M.A. 11713/2024**

BALBIR SINGH BHASIN Petitioner

Through: Mr. Apoorv Sarvaria, Ms.
Yashika Sarvaria and Mr.
Sahaj Aggarwal, Advs.

versus

STATE, OF NCT OF DELHI & ORS. Respondent

Through: Mr. Pradeep Gahalot, APP
for the State with Mr.
Prashant Malik, Mr. Harsh
Antil, Ms. Kanupriya
Aswal and Mr. Mohit
Panghal, Advs.
Mr. Devashish
Bhadauriya, Adv. for
complainant (through VC)
Mr. Rahul Sharma, Ms.
Anvita Mehrotra, Mr.
Ayush Bhatia and Mr.
Shubham, Advs. for R-3
(Liquidator).

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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27.05.2024

1. It is not disputed that the petitioner had resigned from the accused company with effect from 02.07.2014 whereas the cheques were issued on 11.11.2016.
2. The petitioner also was only a nominee Director of the accused company and was nominated on behalf of the State Bank of India.
3. Admittedly, the petitioner could not have been held vicariously liable for the dishonour of the cheque issued by the



accused company.

4. In view of the above, the impugned order dated 28.11.2018 insofar as it issues summons to the petitioner, is set aside.

5. The present petition is allowed in the aforesaid terms.

AMIT MAHAJAN, J

MAY 27, 2024

'KDK'