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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 1435/2026 & CRL.M.A. 5758/2026 & CRL.M.A. 5759/2026**
ATMA RAM SHARMA AND SONS

.....Petitioner

Through: Mr. Utkarsh, Mr. Vipul Saluja, Ms. Anshu Priyanka, Ms. Manya Purwar and Mr. Abhiraj Singh, Advocates.

versus

ASI SALES PVT. LTD.

.....Respondent

Through: None.

CORAM:
HON'BLE MR. JUSTICE MANOJ JAIN

ORDER
20.02.2026

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1. Petitioners are facing a trial in connection with a complaint filed under Section 138 of *Negotiable Instruments Act, 1881* and are aggrieved by order dated 30.01.2026 whereby their prayer to recall defence witness has been closed.
2. However, the final arguments were also heard by the Court and, simultaneously, the Court had fixed up the matter for pronouncement of judgment.
3. Learned counsel for the petitioner, in all fairness, submits that the learned Trial Court has already pronounced the order of conviction yesterday and now the matter is fixed for hearing arguments on sentence.
4. In view of the abovesaid peculiar development, the present petition does not survive.

CRL.M.C. 1435/2026

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5. The present petition is, accordingly, disposed of as having become *infructuous*.
6. However, needless to say, as and when the petitioner herein chooses to file any appeal, challenging the abovesaid order on conviction, it would be at liberty to incorporate in grounds of appeal about the prejudice caused to him by order dated 30.01.2026, which is impugned herein.
7. Pending applications also stand disposed of in aforesaid terms.

MANOJ JAIN, J

FEBRUARY 20, 2026/ss/pb