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

+ CRL.M.C. 2075/2025&CRL.M.A. 9321-9323/2025
JAMES RAJPetitioner

Through: Mr. Niranjana Sahu, Advocate.

versus

SATIN FINSERV LTD & ANR.Respondent
Through: None.

22

+ CRL.M.C. 2076/2025&CRL.M.A. 9324-9326/2025
JAMES RAJPetitioner

Through: Mr. Niranjana Sahu, Advocate.

versus

SATIN FINSERV LTD & ANR.Respondent
Through: None.

CORAM:

HON'BLE MR. JUSTICE MANOJ JAIN

ORDER

% **16.04.2026**

1. There are two separate complaints filed under Section 138 of Negotiable Instruments Act, 1881 and applicant-James Raj is one of the accused in said two complaints.
2. The challenge in the present petition is to the summoning order.
3. Learned counsel for the petitioner submits that, at the moment, petitioner alone is appearing before the learned Trial Court and according to him, there is nothing to indicate that he was responsible for the company's day-to-day business at the relevant time. He submits that one of the accused is in judicial custody in some other case and the complainant is not taking any step to ensure his presence before the learned Trial Court. He also submits

CRL.M.C. 2075/2025 & CRL.M.C. 2076/2025

1



that, at the relevant time, the petitioner had no power to sign any cheque and therefore, the complaints in question were not maintainable.

4. Be that as it may, after hearing arguments for some time, learned counsel for the petitioner, while reserving all his rights and contentions, does not press the present two petitions and seeks to withdraw the same with liberty to agitate all such aspects before the learned Trial Court, at appropriate stage.

5. He, however, submits that the applicant is resident of Bhubaneswar, Odisha and he may be granted exemption from personal appearance and since his identity is not disputed, he would represent himself through a counsel on all the dates.

6. Be that as it may, in view of the abovesaid statement, both the present petitions are disposed of, as not pressed.

7. All rights and contentions of the parties are left open.

8. Petitioner is also given liberty to move appropriate application seeking exemption from his personal appearance on permanent basis provided he does not dispute his identity and undertakes to be duly represented by his counsel, on all dates. As and when any such application is moved, learned Trial Court shall consider the same, sympathetically, after giving due opportunity of hearing to both the sides.

MANOJ JAIN, J

APRIL 16, 2026/sw/pb