

**CS 585/17**  
**MAYUR DHWAJ CO OP GROUP HOUSING SOCIETY**  
**LTD**  
**Vs.**  
**SYNDICATE BANK**

01.05.2024

Present : Mr. Neeraj Bhardwaj, Ld. Counsel for plaintiff.  
Mr. Raghavendra, Proxy counsel for defendant no.1.  
*(Joined proceedings through video conferencing).*

Defendant no.2 got served through publication.

Despite service, neither anyone appeared for the defendant no.2 nor WS filed till date. *Accordingly, defendant no.2 is hereby proceeded ex-parte.*

Pleadings stated to be completed. From the pleadings of both the parties, following issues are hereby framed:-

**a) Whether plaintiff is entitled to decree of recovery of sum of Rs.45,50,000/-, as prayed for? OPP**

**b) Whether plaintiff is entitled to any interest, if yes, at what rate and for what period, as prayed for? OPP**

**c) Whether plaintiff is entitled to damages @ Rs.10,00,000/- on account of mental agony, harassment etc, as prayed for? OPP**

**d) Whether there is no cause of action in filing the present suit, as prayed for? OPD1**

**e) Whether the suit is not maintainable for non-compliance of Section 80 of CPC, as prayed for? OPD**

**f) Whether the suit is not maintainable on account of non-compliance of provisions under Societies Registration Act, 1860, as prayed for? OPD**

**g) Relief.**

No other issue arises or pressed for.

Put up for PE on **19.09.2024**. Let advance copy of affidavit of evidence of plaintiff's witnesses be supplied to the opposite party at least 15 days prior to NDOH.

(Ajay Garg)  
District Judge-01  
(East)/KKD/Delhi/01.05.2024