

CNR No. MHSCA2-000414-2018

IN THE COURT OF SMALL CAUSES AT MUMBAI

*Exh. 9*

JUDGMENT FOR

*Exparte Decree*SUMMARY SUIT NO. **69 of 2018**

***Kewalkumar Rajmal Jain, Age 47 years, of Mumbai Inhabitant  
duly Carrying on business at 220/230, Dr. Cawasji Hormasji  
Street, Dhobitalao, Mumbai 400 002.***

Plaintiffs

Versus

***Babu Shankar Makwana, Age Not Known,  
Working for gain at Governors Secretariat, Designation – Sweeper  
(Mumbai), DCPS A/C – 17101000004BSMM7401C, Raj Bhavan,  
Malbar Hill, Mumbai – 400 035 and Residing at Worli B.D.D. Chawl  
No. 62, Dr. A. G. Mix Marg, Back side Room No. 3, Bombay -400 018.  
Mobile – 8689860155.***

Defendant

JUDGMENT FOR

Debt or damage..

***Rs.10000=00***

Costs...

***789=17***

Total...

***10789=17***Rupees ***Ten Thousand Seven Hundred Eighty Nine and Paise Seventeen only.***

The Plaintiffs Claim to recover from the Defendants the sum of Rupees  
***Being due to payable by the defendant to the plaintiff in respect of  
Pronote inclusive interest***

and this suit being this day called on for hearing and final disposal  
and the Plaintiffs appearing

Advocate for the Plaintiff :- ***Pushpa H. Goswami***

and the Defendant. ***Did not appeared with summons.***

|                 |                    |
|-----------------|--------------------|
| Amount of claim | <b>Rs.10000=00</b> |
| Cost...         | <b>789=17</b>      |
| Total...        | <b>10789=17</b>    |

SUMMARY SUIT NO. **69 of 2018**

This Court doth pass Judgment for the Plaintiffs and doth order and decree that the said Defendant do pay to the said Plaintiff the sum of Rupees ***Ten Thousand only***

for debt or damages and the suit or Rupees  
***Seven Hundred Eighty Nine and Paise Seventeen only..***

for cost, making together

the sum of Rupees

***Ten Thousand Seven Hundred Eighty Nine and Paise Seventeen only.***

by monthly installments of Rupees -----

and that in default of payment of any one installment execution to issue for the whole amount which may then by due -----

This Court doth further order and decreed that the said depts. do pay to the said Plaintiff interest on Rs. **10000=00** from the date of the suit i.e. **09-02-2018** till realisation of amount.

Given under my hand and the Seal of the Court

***This 18<sup>th</sup> Day of July, 2018.***

|                    |                    |
|--------------------|--------------------|
| Amount of claim .. | <b>Rs.10000=00</b> |
| Cost...            | <b>789=17</b>      |
| Total...           | <b>10789=17</b>    |

SUMMARY SUIT NO. **69 of 2018**

The suit is decreed exparte with costs **against defendant.**

**The Defendant** is ordered to pay **Rs.10000=00**  
**(Rupees Ten Thousand Only)**

to the Plaintiff with further interest at 6% p.a. On **Rs.10000=00**  
**(Rupees Ten Thousand Only)**

from the date of filing of the suit till realisation with  
costs of the suit and professional costs.

2/3 Court fee be refunded to the Plaintiff.

### **BILL OF COST**

|   |                       | Plaintiff |                | Defendant |    |
|---|-----------------------|-----------|----------------|-----------|----|
|   |                       | Rs.       | Ps.            | Rs.       | Ps |
| 1 | Stamp on Plaint       |           | <b>1430.00</b> | ---       |    |
| 2 | Stamp on V.P.         |           | <b>10.00</b>   | ---       |    |
| 3 | Stamp on Applications |           | <b>0.00</b>    | ---       |    |
| 4 | Pleader's Fee         |           | <b>300.00</b>  | ---       |    |
| 5 | Service of Process    |           | <b>15.65</b>   | ---       |    |
|   |                       |           |                |           |    |
|   | Total Rs.             |           | <b>1755.65</b> | ---       |    |

Given under my hand and the Seal of the Court

***This 18<sup>th</sup> Day of July, 2018.***

(R. S. Rote)  
Judge, CR No. 21

Judicial Clerk      P.B.Gawali  
Sign of Plff's Adv.,      P.H. Goswami  
Sign of Deft's Adv.      Exparte  
Prepared by      K. J. Dhuri, Clerk-Typist Dt. 19-07-2018

|                        |                           |
|------------------------|---------------------------|
| Amount of claim .. Rs. | <b><i>Rs.10000=00</i></b> |
| Cost ..... Rs.         | <b><i>789=17</i></b>      |
| Cost ..... Rs.         | <b><i>10789=17</i></b>    |

SUMMARY SUIT NO. ***69 of 2018***