

CS No. 9/2022
Bhagat Singh Vs. UCO Bank

29.10.2025

Present : Plaintiff Bhagat Singh in person.

Ms. Vandana, Proxy Counsel (through VC) on behalf of Sh. I.S. Chauhan, Ld. Counsel for the defendant.

There is an application on record on behalf of plaintiff U/o. XI Rule 2 CPC seeking answer to the interrogatories mentioned in para 4 of the application, which is dated 27.02.2024. The reply has been filed on behalf of the defendant opposing the request of the plaintiff with respect to the interrogatories and it is submitted that the interrogatories so sought by the plaintiff are the matter of examination of the defendant. It is asserted that application has been moved to delay the proceedings.

The plaintiff has filed the present suit seeking recovery of the amount of Rs.3,29,967/- on the ground that plaintiff was maintaining bank account with the defendant bank and during the period 26.03.2018 to 21.06.2018 there were illegal and unauthorized debits from the account of the plaintiff for which no instructions were ever given.

After the completion of pleadings, matter was fixed for filing the replication, admission denial and for framing of issues.

Thereafter, number of applications were moved by the plaintiff. So far as the present application (U/o. XI Rule 2 CPC) is concerned, I have examined the interrogatories sought to be answered from the defendant bank. In my opinion, these

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interrogatories are matter of evidence and trial and it is appropriate if these issues are taken-up during the recording of evidence. The initial burden is on the plaintiff to prove his claim.

I, accordingly, find no justification to allow this application and proceed to frame the issues as follows :

1. Whether the plaintiff is entitled to the recovery of Rs.3,29,967/- from the defendant? OPP.
2. Whether the plaintiff is entitled to interest, if any, on the abovesaid amount and if so, at that rate? OPP.
3. Relief.

The affidavit of evidence be filed within a period of 03 weeks alongwith list of witnesses and matter be fixed for PE on **28.11.2025**.

(Anju Bajaj Chandna)
Principal District & Sessions Judge
New Delhi District
Patiala House Courts/ND/29.10.2025