

10.03.2025

Present : Sh. Harshit Khanna Ld. Counsel for plaintiff with
plaintiff.
None for defendant.

Defendant has been served with summons for appearance on 28.01.2025. However, despite service, defendant has not filed appearance, within stipulated period.

Perusal of record shows that in para no. 14 of the plaint, it is mentioned that plaintiff resides and works within the jurisdiction of **East District, Delhi**, where the loan transactions took place and therefore, this Court has jurisdiction to adjudicate this suit. On Court query to this effect, Ld. Counsel for plaintiff seeks time to move appropriate application in this regard. Heard. He is at liberty to proceed as per law.

Ld. counsel for the plaintiff further submits that the present suit has been filed for recovery of Rs. 3.50 Lacs, out of which Rs. 1.39 Lacs were paid in cash and the balance amount was paid through bank. He further submits that there is no document w.r.t. said cash payment and therefore, requests for treating the present suit as an '**ordinary recovery suit**'. Heard.

In view of the above submission and in the interest of justice, let this suit be registered as an ordinary recovery suit.

Accordingly, issue summons of the suit to the defendant, afresh, on filing of PF/RC returnable for 10.06.2025. Summons be served through the office of Ld. District & Sessions Judge concerned.

(Gaurav)
District Judge-01/ SHD
KKD/Delhi/10.03.2025_(ch)