

**IN THE COURT OF LXXXIII ADDL. CITY CIVIL & SESSIONS JUDGE,
COMMERCIAL COURT, BENGALURU (CCH-84)**

**Present: Sri S. Sudindranath, LL.M., M.B.L.,
LXXXIII ADDL. CITY CIVIL & SESSIONS JUDGE
BENGALURU.**

COM.OS.No.1298/2022

Dated on this 19th day of March 2024

Plaintiff : Shobha Projects and Trade Pvt. Ltd.,
//Versus//

Defendants : Sri.G.R.Nataraj H.U.F,
Bengaluru and others.

I S S U E S

- 1) Whether the plaintiff proves that defendants collectively engaged the services of the plaintiff for supply and installation of plumbing and sanitary work and internal electrical works and issued work order dated 22-02-2014 and plaintiff has delivered and completed the installation as per the specifications of the work orders issued by the defendants and out of the total billed amount of Rs. 5,21,54,032/= the defendants have paid only sum of Rs. 4,57,72,466 and therefore plaintiff is entitled to recover the remaining principal amount of Rs. 63,81,565 along with the interest thereon of Rs. 31,44,463 and thereby plaintiff is entitled to recover from the defendants jointly and severally total sum of Rs. 95,26,028 along with interest at 18% per annum from date of suit till date of realization?

- 2) Whether defendant No. 1 and 2 prove that suit is bad for non-joinder of necessary parties for not impleading the other members of defendant No. 1 – HUF?
- 3) Whether the Defendant No. 1 and 2 prove that due to failure of the plaintiff to complete the work within the time stipulated, the Defendant No. 1 and 2 are entitled to impose penalty upon the plaintiff in terms of the work order?
- 4) Whether the suit is filed within the period of limitation?
- 5) Whether the plaintiff is entitled to the reliefs claimed?
- 6) What order or decree?

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COMMERCIAL COURT: BENGALURU.**