

CS SCJ928/20
CANARA BANK Vs. MR. RAHUL YADAV

09.01.2023

Present : Sh.J.P.Gupta, Ld. counsel for plaintiff.
None for defendant.

It is submitted by ld. counsel for plaintiff that the defendant has already paid Rs.1,24,000/- in total in his saving account which has not been adjusted by the bank in his loan account and there is no settlement between the parties.

Defendant is directed to clarify the status.

At request by counsel for plaintiff, matter is passed over for 12:00 noon.

(Ajay Kumar Malik)
ASCJ cum JSCC cum Guardian Judge
Dwarka Courts: New Delhi
09.01.2023

At 1:15 pm.

Present : Sh.J.P.Gupta, Ld. counsel for plaintiff.
Defendant in person.

At request, matter is passed over for 2:00 pm.

(Ajay Kumar Malik)
ASCJ cum JSCC cum Guardian Judge
Dwarka Courts: New Delhi
09.01.2023

At 2:25 pm.

Present : Sh.J.P.Gupta, Ld. counsel for plaintiff.
Defendant in person.

After arguments, the defendant is not satisfied that his account is made in-operative for purpose of withdrawal by the plaintiff. It is submitted that the amount of Rs.1,24,000/- was

deposited in pursuance to settlement arrived with the bank.

Per contra, it is submitted by ld. counsel for plaintiff that there was no settlement between the plaintiff and defendant and that money was deposited by defendant only as a proposal for settlement in his saving account and now the bank has retained the same by exercising the power u/s 171 of Indian Contract Act 1872.

The plaintiff is directed to file written intimation and acknowledgment to this effect to the defendant on next date of hearing.

Matter is adjourned for **02.03.2023 at convenience of ld. counsel for plaintiff.**

(Ajay Kumar Malik)
ASCJ cum JSCC cum Guardian Judge
Dwarka Courts: New Delhi
09.01.2023