

**IN THE COURT OF SHRI SANDEEP KUMAR, PCS,
CIVIL JUDGE (JUNIOR DIVISION),
BATHINDA.
(UID NO. PB0583)**

CNR No. PBBT02-002956-2023.
CIS No. CS-1298-2023.
Date of Order: 02.03.2024.
Pending for : 03.05.2024.

Ashok Kumar Versus Home Credit Indian Finance Pvt. Ltd. and Ors
Suit for rendition of accounts.

Present: Ms.Seema Sharma, Advocate counsel for applicant/defendant
No. 1.
Sh.Naresh Kumar, Advocate counsel for respondent/plaintiff.

ORDER

This order of mine shall dispose of an application moved on behalf of defendant No.1 for issuance of direction to supply necessary documents to defendant No. 1 by plaintiff.

2. It is averred in the application that plaintiff has filed the suit for rendition of account, but he has not supplied the documents on the basis of which present suit has been filed as such without the perusal of the said documents defendant No. 1 is unable to file the proper written statement. Lastly, it is prayed that in the interest of justice, directions be issued to plaintiff to supply necessary documents, so that defendant No. 1 may peruse the same and may file proper written statement.

3. Upon notice, reply to above-said application filed by respondent/plaintiff by taking legal objections that present application is not

maintainable in law; defendants are having entire record of loan account with them regarding alleged loan granted to plaintiff, but the present application has been filed on totally wrong facts in order to take dates for filing written statement as the stipulated period for filing written statement is going to be lapsed. On merits, it is submitted that plaintiff has filed the suit for rendition of accounts, but the entire loan account documents are with the defendants as defendants used to grant loans to different persons. Lastly, it is prayed that present application may kindly be dismissed with costs.

4. I have heard respective contentions of counsels for both the parties who argued in lines of their pleadings and have gone through the pleadings and other material documents on record carefully and minutely.

5. From the pleadings of the parties, present suit has been filed by the plaintiff for rendition of accounts regarding loan availed by plaintiff from defendants online mobile app loan and plaintiff has already paid all the EMIs, but defendants have not issued receipt nor rendition account with plaintiff. Now the present application has been filed by defendant No. 1 seeking directions to plaintiff to supply necessary documents in order to file written statement. However, defendant/applicant has failed to specify the documents sought for production and the present application is vague and in the absence of specific documents no direction could be issued to the plaintiff to

produce and to provide the said documents to the applicant/defendant

No. 1.

6. Accordingly, in view of the above-said discussion present application on hand is hereby dismissed and disposed of.

Now, to come up on **03.05.2024** for filing written statement on behalf of defendants No. 1 and 3, subject to last opportunity.

Pronounced in open Court;
Dated 02.03.2024

(Sandeep Kumar),PCS
Civil Judge (Junior Division),
Bathinda/02.03.2024
(UID: PB0583).

(Vikas),
Stenographer-III

CNR No. PBBT02-002956-2023

CIS No. CS-1298-2023.

Ashok Kumar Versus Home Credit Indian Finance Pvt. Ltd. and Ors

Present: Sh.Naresh Kumar, counsel for plaintiff.
Sh.Mohit Bansal, counsel for defendant No. 3.
Ms.Seema Sharma, counsel for defendant No. 1.
Defendant No. 2 exparte vide order dated 07.12.2023

Today reply filed by plaintiff to the application moved on behalf of defendant No.1 for issuance of direction to supply necessary documents to defendant No. 1 by plaintiff. Arguments on above-said application, heard. Vide my separate detailed order of even date, same is disposed of, as stated therein.

Now, to come up on **03.05.2024** for filing written statement on behalf of defendants No. 1 and 3, subject to last opportunity.

Pronounced in open Court;
Dated 02.03.2024

(Sandeep Kumar),PCS
Civil Judge (Junior Division),
Bathinda/02.03.2024
(UID: PB0583).

(Vikas),
Stenographer-III