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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CM(M) 1140/2025 & CM APPL. 38639/2025**
PUNJAB NATIONAL BANK

.....Petitioner

Through: Mr. Vishwa Ranjan Kumar and Ms.
Bharti Gupta, Advocates.

versus

JAITEX HANDLOOM

.....Respondent

Through: None.

CORAM:
HON'BLE MR. JUSTICE MANOJ JAIN

ORDER

% **04.07.2025**
CM APPL. 38638/2025 (Exemption)

Exemption allowed, subject to all just exceptions.

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1. The petitioner had filed a suit for recovery.
2. Since nobody appeared from the side of the defendant, it was proceeded against *ex-parte* and when, after the evidence was led, the case was heard, certain observations have been made by the learned Trial Court and consequent to the above certain directions have been issued.
3. Such order dated 20.05.2025 is under challenge.
4. Learned counsel for petitioner submits that he never made any statement before the learned Trial Court that there was no loan agreement between the parties.
5. He submits that the suit was filed with the specific assertion that there was a loan agreement and, at no point of time, he made any such statement

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- before the learned Trial Court and such observation puts him in a firing line.
6. The Court has seen the line of arguments from the side of plaintiff Bank, as recorded in the impugned order.
 7. Issue notice to the respondent through all permissible modes, returnable on 08.10.2025.
 8. In the meanwhile, the direction regarding filing of affidavit by the plaintiff Bank, shall remain stayed.
 9. A copy of this order be given *dasti* under the signatures of Court Master.

MANOJ JAIN, J

JULY 4, 2025/ss/SS