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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **RFA 1185/2025, CM APPL. 81945/2025**

SH. AKASH BANSAL & ORS.

.....Appellants

Through: Mr. Priyanshu Upadhyay, Ms. Sonali Handa, Mr. Ambrish Kumar Mishra, Mr. Ajay Singh, Advocates

versus

AJAY CHAUDHARY & ORS.

.....Respondents

Through:

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

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28.04.2026

CM APPL. 81944/2025

1. Allowed, subject to all just exceptions.
2. The Application stands disposed of.

RFA 1185/2025, CM APPL. 81945/2025

3. Regular First Appeal under Section 96 of the Code of Civil Procedure, 1908 (CPC) has been filed against the *ex parte judgment* dated 19.08.2025 whereby the Suit of the Plaintiffs for recovery of Rs.3.60 lakhs along with interest, has been dismissed.
4. According to the Plaintiffs/Appellants, they had agreed to purchase the car registered in the name of the Defendant No. 2 in 2014 towards which he had paid Rs.50,000/- and Rs.1,95,000/- in cash. Thereafter, the deal could not go through and three cheques dated 10.11.2018, 15.11.2018 and 25.11.2018 totalling to Rs.3.60 lakhs had been issued by the Defendant No.1 to refund the amount paid by the Plaintiff (also included the interest



component because the deal was of 2014 while the cheques were given in 2018), which were being admitted by the Defendant No. 2 to have been dishonoured. However, the Suit of the Plaintiffs for recovery has been dismissed.

5. It is submitted that the Defendant No. 2 who was the registered owner of car, had admitted issuing three cheques which had been dishonoured. It is, therefore, submitted that the impugned judgment is liable to be set aside.

6. On filing PF, Notice be issued to the Respondent through ordinary electronic modes, returnable before the learned JR on 28.05.2026.

7. E-Trial Court Record be summoned on or before the next date of hearing.

NEENA BANSAL KRISHNA, J.

APRIL 28, 2026

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