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IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(OS) 3182/2015

AKHILESH CHANDRA & ORS

..... Plaintiffs

Through: Mr. L.B. Rai, Advocate with Mr. Mohit
Kumar Sharma, Advocate.

versus

ISHPAL BHARDWAJ

..... Defendant

Through: None.

CORAM:

HON'BLE MR. JUSTICE MANMOHAN

ORDER

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14.09.2017

I.A. 631-632/2017

Present applications have been filed by the defendant seeking unconditional leave to defend as well as for condonation of delay in filing the said applications.

Despite a pass over, none is present for the defendant-applicant.

Consequently, present applications are dismissed in default and on account of non-prosecution.

CS(OS) 3182/2015 & I.As. 22306/2015

Present summary suit has been filed for recovery of Rs.3,54,17,071/- under a Memorandum of Understanding dated 27th March, 2015.

In the plaint, it has been averred that four cheques totalling Rs.50 lacs issued by the defendant have been dishonoured by the Bank on the ground

of 'Insufficient Funds'.

Since the leave to defend application filed by the defendant has been dismissed, this Court is of the view that the plaintiff is entitled to judgment forthwith in accordance with Order XXXVII Rule 3(6) of the Code of Civil Procedure.

Accordingly, the present suit and application are decreed with interest as prayed for in favour of the plaintiff and against the defendant. Registry is directed to prepare a decree sheet accordingly.

MANMOHAN, J

SEPTEMBER 14, 2017

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