



**231 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**RSA-2016-2013(O&M)
Date of decision: 03.02.2025**

Imran and another

..Appellants

Versus

Sanjay Kumar

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Sonia G Singh, Advocate for the appellants

Mr. Vikram Singh, Advocate

Mr. Abhinav Sood, Advocate for the respondent

ANIL KSHETARPAL, J. (Oral)

The defendants assail the concurrent findings of fact arrived at by the courts below while decreeing the plaintiff's suit for rendition of account. It has been found that the plaintiff is entitled to recovery of Rs.2,00,000/- from the defendants, subject to payment of court fee, which is liable to be paid within one month from the date of passing of the judgment.

The only submission of the learned counsel representing the appellants is that the suit for rendition of account was not maintainable.

Per contra, the learned counsel representing the respondent submits that the trial court has decreed recovery suit by directing the plaintiff to deposit the court fee.

The suit was filed in the year 2010, which resulted in decree passed by the trial court in 2011. Even the first appeal filed by the defendants was dismissed in January, 2013. In the facts of the case, the courts have moulded the relief while directing the plaintiff to make good



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deficiency in payment of court fee. In second appeal, this Court does not find it appropriate to interfere only on a technical objection, which does not go to the root of the case.

Keeping in view the aforesaid facts, no ground to interfere is made out.

Hence, dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

(ANIL KSHETARPAL)
JUDGE

03.02.2025

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Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No