

Civil Courts, KhararIN THE COURT OF Ms. Ashima Sharma
Civil Judge (Junior Division) KhararNext Date, Purpose of case, Orders and Judgments as well as other
case information is available on <http://ecourts.gov.in>SUMMONS TO
DEFENDANT/RESPONDENT
(O. 5, R. 3.)Cs/382/2019
SUKHPAL SINGH Vs M/S OLA FLEET
TECHNOLOGIES PVT LTD
Previous Date 20-05-2019
NEXT DATE : 28-05-2019
of

To,

M/S OLA FLEET TECHNOLOGIES PVT LTD

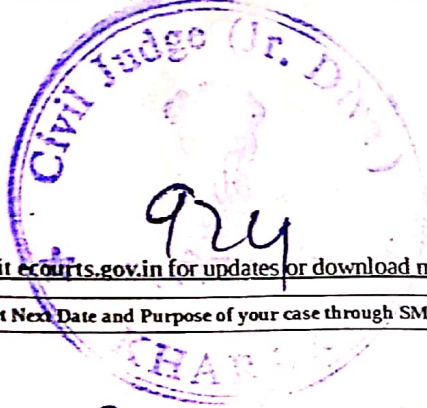
:-

Through its Authorised Signatory , having its Office At HalloMajra, Near
Airforce Station, U.T. Chandigarh

Whereas SUKHPAL SINGH has instituted a suit/petition against you for Suit For Permanent Injunction you are hereby summoned to appear in this Court in person/or through pleader duly instructed on the 28-05-2019 at 10:00 o'clock in the forenoon, to answer the claim; and you are directed to produce on that day all the documents upon which you intend to rely in support of your defence.

Take notice that, in default of your appearance of the day before mentioned, the suit will be heard and determined in your absence.

Given under my hand and the seal of the Court, this 21-05-2019

Ms. Ashima Sharma
Civil Judge (Junior Division)
KhararVisit ecourts.gov.in for updates or download mobile app "eCourts Services" from Android or iOS

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Forwarded to CJ (SD) CHD
For Service

Naib Nazir, Kharar

22/5

H.C

23/5/19

IN THE COURT OF ADDITIONAL CIVIL JUDGE, 22. DIV.

KHARAR.

Sh. Sukhpal Singh aged about 31 years S/o Sh. Sher Singh R/o # 93-A, Duplex Street, KSB 1, Homes, Kharar, Tehsil Kharar, District S.A.S Nagar, Mohali. Mb.no. 959273018.

-----PLAINTIFF

VERSUS

M/s OLA Fleet Technologies PVT. LTD., through any person authorized in this behalf, having its office at Kewat No. 127/108 Village Jawaharpur, Tehsil Derabassi, District S.A.S Nagar, Mohali.

2nd Address

M/s OLA Fleet Technologies PVT. LTD., through any person authorized in this behalf, having its office at Hallomajra, Near Airforce Station. U.T Chandigarh.

-----DEFENDANT

Suit for permanent injunction restraining the defendant from taking forcible possession of car i.e Hyundai Grand I 10 having registration no. PB-01-B-8751 except in due course of law.

RESPECTFULLY SHOWETH:

That the plaintiff submits as under:-

1. That plaintiff is permanent resident of # 93-A, Duplex Street, KSB 1, Homes, Kharar, Tehsil Kharar, District S.A.S Nagar, Mohali
2. That plaintiff entered into an oral agreement dated 17-07-2018 with the defendant and as per the said agreement defendant agreed to provide plaintiff with vehicle after taking a loan from bank and the said vehicle was to be used for

- plying passengers which were to be provided by the defendant and in return plaintiff had to pay an amount of Rs.865/- per day which was to be adjusted in the installment for loan amount.
3. That as per the said agreement defendant also agreed to pay an amount of Rs.4/- per Km as bonus to the plaintiff.
 4. That it was also agreed that plaintiff has to pay an amount of Rs.71,000/- to the defendant at the time when possession of the vehicle was to be delivered to the plaintiff which was duly paid by the plaintiff.
 5. That it was also agreed that after expiry of four years the vehicle would be transferred in the name of plaintiff.
 6. That after fulfilling all the requirements plaintiff was delivered with one car i.e Hyundai Grand I 10 having registration no. PB-01-B-8751 which is being used by the plaintiff for plying passengers but from past four months defendant is not paying the bonus amount as agreed rather defendant is threatening to take forcible possession of the said vehicle whereas it is worth mentioning here that plaintiff already paid an amount of Rs.2,00,000/- and after expiry of four years vehicle would have been transferred in the name of plaintiff but defendant has now backed out from the said agreement.
 7. That the plaintiff is in lawful possession of the vehicle and all the original documents are in possession of the plaintiff and as such plaintiff is entitled to injunction as prayed for.
 8. That there is no equally efficacious remedy available with the plaintiff except by way of present suit. .

9. That in case the defendant succeeds in his illegal designs, plaintiff shall suffer an irreparable loss, which cannot be compensated in terms of the money.

10. That there is no previous litigation, whether pending or decided by any court of law between the parties on the same subject matter or cause of action.

11. That the cause of action to file the present suit arose a day before yesterday when defendant threatened to take forcible possession of the vehicle.

12. That court fee of Rs.50/- for the relief of injunction is being hereby paid.

13. That the vehicle is being plied at Kharar, which within the territorial jurisdiction of this Hon'ble court hence this Hon'ble Court is competent to try and decide the present case.

It is, therefore, respectfully prayed, that the suit for kindly be decreed in favour of the plaintiff, in the interest of justice.

PLAINTIFF

Verification :-

It is verified that the contents of the above suit from para No. 1 to 10 are true and correct to the best of my knowledge and belief. Rests of the para's are believed to be correct and nothing has been concealed therein.

Place: KHARAR

PLAINTIFF

Dated : 20/5/2019

Through Counsel

AMIT MANDKAN, Advocate

En no. P-3421/2004

AMIT MANDKAN

Advocate

KHARAR (140301)