

In the Court of Qamar Ijaz
District & Sessions Judge/Presiding Officer
Consumer Court Districts Sheikhpura, Nankana Sahib, Kasur
& Lahore

<i>Complaint No.</i>	<i>145/2018</i>
<i>Date of institution</i>	<i>07-03-2018</i>
<i>Date of decision</i>	<i>19-12-2018</i>

Irfan Ahmad Khan s/o Khan Muhammad r/o House No. 403, Block – G3, Wapda Town, Lahore.

Complainant

V/s

Changhongruba, resident of 24-Commercial Plaza, Cavalry Ground, Lahore Cantt.

Defendant

COMPLAINT U/S 25 of PCPA 2005

ORDER

Irfan Ahmad Khan has filed the instant complaint alleging that on After serving legal notice, he filed instant complaint for recovery of total Rs. 2,22,950/-

2. The defendant was served with a notice by the Court who failed to appear and was proceeded against ex-parte on 22-09-2018.

2. The complainant produced his ex-parte evidence consisting upon his own statement as Pw-1, his sworn affidavit as Exb-P/1, Original purchase receipt Exb-P/2, copy of legal notice Mark-A its courier receipt as Exb-P/3 and break shoe as Exb-P/4. One Muhammad Waseem Pw-2 supported his claim by submitting his affidavit Exb-P/4.

3. From the above discussed ex-parte evidence which remains un-rebuttal, the relationship of consumer and seller is established between complainant and defendant. Sending of legal notice is also established. so keeping in view the restrictions contained in Section 10 and as per requirement of Section 31 of PCPA 2005, complaint is allowed partially ex-parte and the defendant is directed to refund the paid price of break shoe Rs. 950/- to the complainant. after receiving back the sold product from the complainant. On account of legal charges complainant is held entitled for recovery of Rs. 1000/- only and to the remaining extent his claim is

declined. Whereas the claim of damages on account of mental torture/agonny is concerned that being not proved/justified is declined and to that extent complaint is dismissed. The complaint is allowed partially in the above said terms.

Announced
01-12-18

Qamar Ijaz
D& SJ/Presiding Officer
District Consumer Court,
Lahore.

It is certified that this Order consists of two pages which have been dictated, corrected and signed by me.

Announced
01-12-18

Qamar Ijaz
D& SJ/Presiding Officer

