

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

Complaint No	565/2017
Date of institution	11-11-2017
Date of decision.	10-07-2018

**Khalid Chaudhry s/o Haji Muhammad Din r/o Street No. 8, House
No. 6, Near Sultani Masjid Sultan Pura, Lahore.**

Complainant

Vs

**Muhammad Ramzan(Proprietor Concern) Syed Alif Shah Kramat
Ali Furniture House, Opposite Sui Gas Wali Gali Near Shezan
Factory Lahore.**

Defendant

**COMPLAINT U/S 25 OF THE PUNJAB CONSUMER
PROTECTION ACT 2005.**

ORDER.

Mr. Khalid Chaudhry has filed instant complaint with the allegations that he on 16-05-17, purchased wood furniture fully described in Para No. 2 of the complaint for a total consideration of Rs. 115000/-. The said furniture was purchased for the marriage of his daughter but it was found faulty/defective and substandard. So complainant made contact with the defendant for removal of the defect but despite promises, defendant refused to do the needful. The complainant sent a legal notice which too was not replied. Hence the complaint for recovery of Rs. 790000/- .

2. The defendant despite service failed to appear and was preceded against ex-party on 11-12-2017.

3. In his ex-parte evidence, the special attorney of complainant has submitted his own affidavit as Ex-P/2, original purchase receipt Ex-P/3, and the proof for sending legal notice to the defendant

4. From the evidence produced by the complainant which has gone un-rebutted, purchase of furniture from defendant on 16-05-2017, for a total consideration of Rs. 1,15,000/- is established.

The affidavit of special attorney of complainant proves that there is defect in the purchased furniture which has not been removed by the defendant despite contact made by the consumer. The relationship of consumer and manufacturer is established. So in view of restrictions contained in Section 10 of PCPA 2005 and as provided under Section 31 of the same Act, the complaint is allowed partially ex-parte and the defendant is directed to remove defect from the product i.e furniture sold to the complainant to the complete satisfaction of the complainant failing which the complainant will be allowed to get it repaired/done from another workshop of his own choice and its whole expenses will be recovered from the defendant. At the first stage defendant will be given an opportunity to do the needful. On account of litigation charges, complainant is held entitled for recovery of Rs. 3000/-. To the remaining extent claim being not justified /proved is declined and complaint to that extent is dismissed.

Qamar Ijaz

**Announced
10-07-2018**

**D&SJ/Presiding Officer
District Consumer Court LHR.**

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

**Announced
10-07-2018**

**Presiding Officer
D&SJ/P.O, DCC, LHR**