



Court File No. **NEW-S-S-254995**

NO. \_\_\_\_\_  
NEW WESTMINSTER REGISTRY

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

**BETWEEN:**

**MANJIT SINGH NIJJAR**

**PLAINTIFF**

**AND:**

**AMJAD BAJWA**

**DEFENDANT**

**NOTICE OF CIVIL CLAIM**

This action has been started by the plaintiff for the relief set out in Part 2 below.

If you intend to respond to this action, you or your lawyer must

- (a) file a response to civil claim in Form 2 in the above-named registry of this court within the time for response to civil claim described below, and
- (b) serve a copy of the filed response to civil claim on the plaintiff.

If you intend to make a counterclaim, you or your lawyer must

- (a) file a response to civil claim in Form 2 and a counterclaim in Form 3 in the above-named registry of this court within the time for response to civil claim described below, and
- (b) serve a copy of the filed response to civil claim and counterclaim on the plaintiff and on any new parties named in the counterclaim.

**JUDGMENT MAY BE PRONOUNCED AGAINST YOU IF YOU FAIL to file the response to civil claim within the time for response to civil claim described below.**

**TIME FOR RESPONSE TO CIVIL CLAIM**

A response to civil claim must be filed and served on the plaintiff,

- (a) if you were served with a notice of civil claim anywhere in Canada, within 21 days after that service,

- (b) if you were served with the notice of civil claim anywhere in the United States of America, within 35 days after that service,
- (c) if you were served with the notice of civil claim anywhere else, within 49 days after that service, or
- (d) if the time for response to civil claim has been set by order of the court, within that time.

## CLAIM OF THE PLAINTIFF

### **Part 1: STATEMENT OF FACTS**

1. The Plaintiff, Manjit Singh Nijjar, has a service address at c/o Dyson Law Firm, #2 - 9613 192 Street, Surrey, British Columbia V4N 4C7.
2. The Defendant, Amjad Bajwa, is a realtor working for Royal LePage Fairstone Realty with an address of 306-15300 54A Avenue, Surrey, British Columbia V3S 8R7.

### **The Judgement**

3. In or about May-June 2013, the Defendant borrowed a sum of \$50,000 (the "Loan") from the Plaintiff. Loan amount was given to the Defendant as follows:
  - a. On May 13, 2013, the Defendant received a cheque from the Plaintiff in the amount of \$12,500.00;
  - b. On June 4, 2013, the Defendant received a cheque from the Plaintiff in the amount of \$35,000.00;
  - c. On June 10, 2013, the Defendant received cash from the Plaintiff in the amount of \$1,500; and
  - d. On June 24, 2013, the Defendant received cash from the Plaintiff in the amount of \$1,000.
4. Despite Defendant's promises of repaying the Loan, the Loan remained unpaid.
5. On November 14, 2014, the Plaintiff filed a Notice of Civil Action in the Supreme Court of British Columbia against the Defendant in case No. 166074, seeking a judgement against the Defendants to recover the Loan with interest.
6. On or about November 13, 2015, the court entered a default judgement in favour of the Plaintiff in the amount of \$56,945.00 plus interest of \$1,467.22 (the "Judgement").

**Part 2: RELIEF SOUGHT**

1. The Plaintiff claims judgment for the Defendant's debt and interest arising out of the Judgement, which permits enforcement proceedings, the particulars of which are as follows:
  - a. The sum of \$56,945.00;
  - b. The interest of \$1,467.22 awarded in the Judgement;
  - c. Pre-judgement and post-judgement interest pursuant to the *Court Order Interest Act*, RSBC 1996, c 79;
  - d. Costs; and
  - e. such further and other relief as this Honourable Court deems just.

**Part 3: LEGAL BASIS**

1. The Defendant has refused or neglected to pay the Judgement, or any part thereof, to the Plaintiff, and as a result, the Plaintiff has suffered, and continues to suffer, loss and damage.
2. The Plaintiff relies on the *Court Order Enforcement Act*, RSBC 1996, c 78.
3. The Plaintiff relies on the *Limitation Act*, SBC 2012, c 13.
4. The Plaintiff relies on the *Court Order Interest Act*, RSBC 1996, c 79.

Plaintiff's address for service: #2, 9613 - 192nd Street  
Surrey, BC V4N 4C7


Fax number address for service (if any): 604.881.2461

E-mail address for service (if any): n/a

Place of trial: New Westminster

The address of the registry is: New Westminster Law Courts  
651 Carnarvon Street  
New Westminster, BC V3M 1C9

Dated: September 23, 2024.

  
\_\_\_\_\_  
Signature of Christopher Dyson, lawyer for the Plaintiff

Rule 7-1(1) of the Supreme Court Civil Rules states:

(1) Unless all parties of record consent or the court otherwise orders, each party of record to an action must, within 35 days after the end of the pleading period,

- (a) prepare a list of documents in Form 22 that lists
  - (i) all documents that are or have been in the party's possession or control and that could, if available, be used by any party at trial to prove or disprove a material fact, and
  - (ii) all other documents to which the party intends to refer at trial, and
- (b) serve the list on all parties of record.

## APPENDIX

### **Part 1: CONCISE SUMMARY OF NATURE OF CLAIM:**

### **Part 2: THIS CLAIM ARISES FROM THE FOLLOWING:**

A personal injury arising out of:

- ☐ a motor vehicle accident
- ☐ medical malpractice
- ☐ another cause

A dispute concerning:

- ☐ contaminated sites
- ☐ construction defects
- ☐ real property (real estate)
- ☐ personal property
- ☐ the provision of goods or services or other general commercial matters
- ☐ investment losses
- ☒ the lending of money
- ☐ an employment relationship
- ☐ a will or other issues concerning the probate of an estate
- ☐ a matter not listed here

### **Part 3: THIS CLAIM INVOLVES:**

- ☐ a class action
- ☐ maritime law
- ☐ Aboriginal law
- ☐ constitutional law
- ☐ conflict of laws
- ☐ none of the above
- ☐ do not know

### **Part 4:**

This NOTICE OF CIVIL CLAIM is filed by CHRISTOPHER DYSON, of Dyson Law Firm, whose place of business and address for delivery is #2, 9613 – 192<sup>nd</sup> Street, Surrey, British Columbia, V4N 4C7, Phone No. 604-876-7000, Fax No. 604-881-2461 [File No. 6005-01439].