



**Advocate Anshika Mishra**

Delhi NCR Office: A-40, Noida, Uttar Pradesh

**Dated: 05, August,  
2024**

**Ref No. 1083**

**THROUGH SPEED POST/WHATSAPP/E-MAIL WITHOUT  
PREJUDICE**

**TO,**

Ms. RAHUL KUMAR Principal Nodal Officer,  
Axis Bank Ltd,  
NPC1, 5th Floor, "Gigaplex", Plot No I.T.5, MIDC, Airoli Knowledge Park, Airoli, Navi Mumbai – 400708  
E mail- [pno@axisbank.com](mailto:pno@axisbank.com)

**SUBJECT: REPLY ON BEHALF OF Rahul Kumar TO THE ALLEGED  
LEGAL NOTICE DATED 24-07-2024 for non-payment of credit card bearing  
AXIS bank card account number XXXXXXXXXXXX6552 DUE to Financial  
Hardship.**

Dear concerned,

1. My client RAHUL KUMAR who has availed financial assistance from your client has received a Demand Notice on behalf your client the above-named addressee, stating that he has defaulted his EMI willfully and deliberately for the said Loan.
2. It is also notified to you that the same is not the case at our end and it is being misappropriated. My client has already informed your client through his previous emails and other communications as well as through telephonic conversations with recovery agents representing your client.
3. That my client is facing major financial difficulties due to medical emergency, which is why my client is not in a position to service the EMI amount or take the loan further. we request you to provide 2 months to start repaying your Emi's.
4. Furthermore, I want to draw your attention to the matter of fact that my client is not a willful defaulter but a person who is facing financial difficulties and not in a position to service the EMI and any legal proceedings there away shall be halted and adjourned as settlement procedures are currently going on and my client has systematically planned and organized his finances in order to close his accounts with all his Lenders. Further action can thus be refrained from as my client has full intention to pay off and settle his accounts.
5. That is why my client has also asked assistance to settle his accounts and has enrolled himself into a debt relief program, as my client has utmost intention to pay the debt/s and for that, the company has already initiated the program and trying to arrange funds as well as accumulating for settlement. Thus, I am requesting you to consider the following points before you proceed further:
  - A. My client is facing financial distress due to which it is highly improbable to service his EMI amounts and continue the loan further.
  - B. My client is trying to accumulate the funds, if possible, to settle his debt accounts with your client.
  - C. My client has already informed your institution that he wants to settle his debt amount with your client.
  - D. It is therefore requested to your client, to explore alternative possibilities including provision of a Moratorium of appropriate tenure to my client with immediate effect, waive off fines/late payment fees/ penalty other charges etc. with immediate effect and to get approval for any offer for settlement.

At the same time my client is trying to accumulate more funds. My client has intention to pay but subject to his conditions and financial situation, above made requests may please be considered.

E. Further it is humbly requested to stop harassment and intimidation done by recovery agents on behalf of your client. Hence, as soon as my client receives either a settlement letter from your client or a moratorium provided within the financial capabilities to pay and clear accounts with your client and make the said deposit and clear his debt liabilities with your client

6. Though our client would have been justified in taking civil as well as criminal proceedings against you directly due to the unprofessional and callous attitude of the recovery agents representing your clients which can be traced back to you as principal agent connection.
7. Despite that, in the interest of justice and to give you a fair opportunity, we hereby finally call upon you to carry out and comply with the requisition contained in this notice, failing which our client will have no option but to file civil as well as criminal proceedings before a competent court and other concerned authorities for the offences of Harassment, Criminal Intimidation, Threat to Life, Grievous Hurt, Criminal breach of trust and conspiracy for illegal recovery and strict punishment thereof entirely at your risk as to costs and consequences which please note is strengthened due to the recent laws and regulations being released by the Reserve Bank of India.
8. This notice is sent to you without prejudice to my client's other rights, claims, actions, interests and contentions or any action or police complaint, criminal proceedings, civil proceedings already initiated or likely to be initiated against you and your agents as per the above notice.

You are called upon to withdraw the harassment calls, intimidation, threats to life and property and to refrain from threatening and any other unwanted action against my client, my client thus reserves its right to initiate appropriate legal proceedings, we hereby put your Client on notice that in the event, your Client undertake any harassment calls, intimidation, threats, malefic or frivolous legal action /litigation against my client the same shall be defended by your client at your costs, risk and consequences.

A copy of this Reply has been preserved in my office for record and future course of action. Please preserve original copy of this notice as it may be asked to produce before appropriate court of law as and when required

Thanks & Regards,



Advocate Anshika Mishra

CONTACT:

9821233844

