

EX 22/25
PRAVEEN KUMAR AND ANR.
Vs.
ARUN KUMAR

06.03.2026

Present : Mr. Ajit Kumar and Mr. Bhim Kishore, Ld.
counsel for DH no.1 along-with the DH no.1.
Ms. Suman Lata, Ld. counsel for JD.
Mr. Sumit Kumar Khatri, Ld. counsel for objector.
JD produced from civil imprisonment.

Fresh Vakalatnama filed on behalf of the JD and
same is taken on record.

Order dated 03.03.2026 passed by Ld. Duty
JMFC-02, East, KKD along-with kalandra received from the
concerned Court. The same are taken on record.

In pursuant to warrant of arrest as well as order
dated 03.03.2026 passed by Ld. JMFC-02, East, KKD, JD
produced before this Court from civil imprisonment.

However, JD has refused to make the payment of
decretal amount.

Ld. counsel for JD submits that DH has not filed
any separate application in terms of Order XXI Rule 38 CPC,
therefore JD cannot be confined to the civil imprisonment.

I do not agree with the contentions of Ld. counsel
for JD as DH has already moved the present execution petition
seeking, *inter alia*, issuance of warrant of arrest against JD in

case of non-payment of decretal amount.

Accordingly, JD is further committed to the civil imprisonment for one week on deposition of Subsistence Allowance, if not deposited earlier.

Explanation in terms of order dated 09.01.2026 filed by the concerned SHO. The same is taken on record.

Reply to the application u/O XXI Rule 106 CPC be filed by the DH on or before the next date of hearing with advance copy to Ld. counsel for objector.

Put up for arguments on aforesaid application/production of JD on **13.03.2026**.

(Hem Singh)
District Judge-01
(East)/KKD/Delhi/06.03.2026