

19.12.2025

Present: Sh. Jatin Bharadwaj, Ld. Counsel for the decree holder  
through VC.  
JD with Ld. LAC Sh. L.G. Dass.

Objections on behalf of JD filed. Copy supplied.

Ld. Counsel for Decree Holder submits that he does not wish to file reply to the same and is ready to straightaway argue on the same.

Arguments heard. Case file perused.

It is stated in the application/objection that JD is a poor lady and working as maid/cook in the household having a meager income of Rs.7,000/- so she is unable to satisfy the decree accordingly prayed for dismissal of the execution petition.

During course of arguments, Ld. Counsel submitted that JD has filed an application for declaring her as insolvent under Section 10 of the Provincial Insolvency Act.

This execution petition has been filed against the judgment and decree dated 18.07.2024 for recovery of Rs.9 lacs alongwith interest @ 8% p.a. w.e.f. 05.08.2019 against JD.

Admittedly, the application of JD for declaring her as Insolvent is still pending for adjudication so till date JD is not declared as an Insolvent person. Hence, keeping in view the facts and circumstances

of the case, I find no merit in the objections. Accordingly, objections are dismissed.

Warrants of attachment received back unexecuted with report that except an old bed and utensils, no other articles were found in the house of JD. DH did not want to attach the bed stating the he will file the details of immovable property for recovery of his amount.

DH is directed to file the details of immovable property of JD alongwith PF.

On filing of PF, issue fresh warrants of attachment of the immovable property as per details given supplied on affidavit.

To come up before the Ld. ACJ for appointment of Bailiff on 07.01.2026 and before this Court on 07.02.2026.

(Ravinder Singh-I)  
District Judge-03  
East District, KKD Courts,  
Delhi, 19.12.2025