

Item No. 2

Ct. Case No. 1243/2021

Delhi Financial Corporation

Vs.

M/s Shikhar Mircro Finance P Ltd. & Ors.

15.07.2026

**Present: Sh. Sanjeev Chopra, counsel for the applicant along with Sh. Vikram Singh Nehra, Dy. Manager (Law).
Sh. Pramod Singh, counsel for the respondents.**

Counsel for the respondents filed an affidavit of respondent no.1 and submits that the said affidavit is in compliance of the order dated 10.07.2026 passed by this court.

Counsel for the applicant submits that copy of the above affidavit is not supplied to him. At this stage, counsel for the respondents supplied copy of the said affidavit to counsel for the application who seeks time to go through the same.

Heard. Request allowed.

Perusal of the record reveals that the respondents disputed the correctness of the affidavit filed by the applicant showing the outstanding amount against them and therefore, this court directed the respondent to file affidavit clearly mentioning therein as to what amount was outstanding against them. However, the respondents have not filed the said affidavit.

It is also noted that the respondents no. 2 and 3 filed separate affidavits of their income and assets. However, on 10.07.2026, some discrepancies were noted in the said affidavits and therefore, vide order dated 10.07.2026, they were directed to file a detailed affidavit as mentioned therein. However, the respondents no.2 and 3 have also not filed the affidavits to that effect.

Counsel for the respondents submits that the matter is old one and hence, it is taking time to file the abovementioned affidavits.

It is noted that the respondents have been contesting the present application for the last five years and have also approached the Hon'ble Delhi High Court on some occasions for redressal of their grievances relating to the present proceeding. Therefore, it cannot be believed that the respondents are not aware even the amount outstanding against them and the respondents no.2 and 3 are not aware of their own income and assets. Hence, there is no substance in the plea raised by counsel for the respondents to this effect.

Counsel for the respondents also submits that the respondents have challenged the orders dated 02.07.2026 and 10.07.2026 passed by this court before the Hon'ble Delhi High Court but due to on going Advocate's strike at the Delhi High Court, the said matter could not be taken up for hearing by the concerned Bench. Admittedly, as of date, there is no stay of the orders dated 02.07.2026 and 10.07.2026. Hence, the said plea is of no consequence.

It is worth mentioning here that vide order dated 21.05.2026 passed in W.P. (C) 15468/2022, the Hon'ble Delhi High Court extended the period of two months beyond its expiry in view of the order dated 09.02.2026. As per record, the said order was filed by the respondents on record on 03.06.2026. On 08.06.2026, the present matter was taken up for hearing. However, that day, an adjournment was sought on behalf of the respondents and the same was allowed for the reason mentioned therein. Thereafter, the District Courts, Delhi remained closed due to the Summer Vacation till 30.06.2026. On 02.07.2026, this court again took up the matter for hearing and passed the order. As such, this court had period of 21 days only w.e.f. 01.07.2026. Despite that, the respondents have not taken steps as mentioned above.

In view of the foregoing discussion, I am of the opinion that the respondents have deliberately not filed the above mentioned affidavits despite the fact that the matter is time bound. However, in the interest of justice, last opportunity is granted to the respondents to comply the orders dated 02.07.2026 and 10.07.2026 subject to the cost of Rs.10,000/-.

Put up for further proceedings on 20.07.2026.

(PANKAJ GUPTA)
Principal District & Sessions Judge
South-West, Dwarka Courts
New Delhi/15.07.2026