

08.05.2025

Present: Sh. R. Khan Ld. Counsel for DH.
Sh. Gyan Chand Ld. Proxy Counsel for JD.

An application u/o 21 Rule 13 r/w Sec. 151 CPC for issuance of attachment warrants filed on behalf of DH is pending adjudication.

Heard. Perused.

According to DH, the property bearing no. A-2/16, Rajveer Colony, Gharoli Extn. Delhi-96 belongs to JD. However, JD submitted that the said belonged to his wife. JD has placed on record the copy of GPA, Will, receipt, receipt and agreement to sell. JD had also filed his affidavit of assets.

The version of JD is not acceptable as he is repeatedly changing his stand. On the one hand, he mentioned in his affidavit that he resides in abovesaid property on rent and not placed on record any rent agreement. On the other hand, he claims that this property belongs to his wife by virtue of notarised documents, which even otherwise cannot be considered the ownership documents.

In view of above, it is appeared that the JD, to avoid the payment of decretal amount is concealing the truth that he is owner of abovesaid property.

Hence, the application of DH deserves to be allowed. Accordingly, the application is disposed off as allowed.

Issue warrant of attachment of the movable property of the JD at A-2/16, Rajveer Colony, Gharoli Extension, Delhi-110096 as per list on filing of PF alongwith affidavit no stay appeal.

DH to appear before Ld. ACJ on 30.05.2025 and for report before this Court on 01.07.2025.

(Pooja Jain)
District Judge-03/NB
East/KKD Courts/Delhi
08.05.2025