

14 EX 126/23 LALIT KUMAR Vs. RAJ KUMAR

01.04.2026

Present: DH with Ld. Counsel Mr. R. Khan.
JD in person.
Mr. Balram Singh, Ld. Counsel for the objector Smt. Ramwati.

Objector Smt. Ramwati- the wife of the JD filed an application under Order XXI Rule 58 for release of her property bearing no. A-2/16, Rajveer Colony, Gharoli Extension, Delhi-110096 attached vide order dated 04.02.2026, as same cannot be attached.

In spite of opportunity, DH has not filed any reply to the aforesaid application.

Ld. Counsel for the DH stated that DH has no document to show that JD is the owner of the aforesaid property and he has no objection if the aforesaid application is disposed of as allowed. He further submitted that JD is not paying the amount, so JD be sent to Jail as DH has already deposited the subsistence allowance.

Heard. Case file perused.

Objector has placed on record copy of GPA, Agreement to Sell, Will Deed and receipt of consideration, in respect of aforesaid property. All these documents are of dated 06.01.1999. Since DH has failed to produce any document of ownership of JD in respect of the aforesaid property, hence property bearing no. A-2/16, Rajveer Colony, Gharoli Extension, Delhi-110096 is released, which was attached in terms of order dated 04.02.2026. Application disposed of as such.

At this stage, JD has been asked whether he has any amount to be paid to the DH, to which he stated that he has no money at present.

It is pertinent to note that the warrants of attachment of movable property of JD received back unexecuted as no property was found. He has neither movable nor immovable property to be attached for realization of the decretal amount, hence, he is taken into custody and committed to civil imprisonment.

Jail Superintendent concerned is directed to produce the JD before this court on 30.04.2026.

List this matter on 30.04.2026.

Copy of this order be sent to the Jail Superintendent concerned for information.

(Ravinder Singh - I)
District Judge-03/East District,
KKD Courts, Delhi/01.04.2026/j