

EX/174/2023
CNR No.: DLET01-013917-2023
Lalit Kumar Vs. Nitin Jain

2.6.2025

Present: Sh. Sudhir Gupta, Advocate for DH.
Sh. Anup Soni, Advocate for JD through VC.

Ld. Counsel for JD had filed an application praying that warrants of attachment of Bank Account and goods of JD may be kept in abeyance till next date of hearing since he has deposited the renewed DD in the sum of Rs.1,92,500/-.

Reply to the application has been filed.

Ld. Counsel for JD submits that he has already filed appeal against the judgement and decree and that hearing on stay application is yet to take place in High Court. Therefore, it is prayed that this court should wait for order of High Court and till then the issuance of attachment warrants should be kept in abeyance.

On the other hand, Ld. Counsel for DH has opposed the present application and has drawn my attention to the order dated 11.2.2025 passed by High Court of Delhi in Lalit Kumar Vs. Nitin Jain in which Hon'ble High Court of Delhi has deprecated the stay of execution petition by this court.

I have considered the rival submissions. This court is bound by the order dated 11.2.2025 of Hon'ble High Court of Delhi and therefore, issuance of attachment warrants cannot be stayed. However, JD has deposited an amount of Rs.1,92,500/- vide a Demand Draft in the name of this court on 28.5.2025, fresh attachment warrants after deducting this amount are required to be issued.

Accordingly, fresh attachment warrants for attaching the Bank Accounts and movable properties be prepared after deducting the aforesaid amount of Rs.1,92,500/- on previous PF.

DH to appear before the Court of Ld. ACJ, East, KKD, Delhi on 1.7.2025.

Be listed for the date already fixed i.e. **9.7.2025**.

(Vinod Kumar)
Principal District & Sessions Judge
East District, KKD, Delhi/2.6.2025