

EX no.174/23  
LALIT KUMAR Vs. NITIN JAIN

12.09.2025

Present: Sh. Sudhir Gupta, ld. counsel for the DH.  
Sh. Anuj Soni, ld. counsel for the JD through VC.

Heard. Order dated 11.08.2025 received from the Hon'ble High Court. As per this order of Hon'ble High Court, previous order in respect of deposit of amount with Ld. Registrar General has not been complied with and there is no stay against the execution proceedings.

Ld. counsel for JD submitted that objections filed by the mother of the JD are pending for disposal and Hon'ble High Court has started an inquiry in respect of the promissory note. Fact of the matter is that there is no stay against the execution proceedings.

Ld. counsel for the DH submitted that his application under Order XXI Rule 30 CPC is pending for attachment of movable articles of JD as well as his civil imprisonment. Reply to this application has still not been filed. Last opportunity granted to JD to file reply to this application if any within seven days and to give advance copy. JD is further directed to file detailed affidavit with relevant documents under Order XXI Rule 41 CPC and to explain how he is going to satisfy the decree and what movable or immovable property is owned by him. In case no affidavit is filed, it will be presumed that JD has no answer to the present execution.

JD is directed to appear in person with his affidavit as well as clarification/statement before the Court. It is submitted by ld. counsel for the DH that in order to frustrate the decree, JD may dispose of his movable or immovable properties. Till next date of hearing, JD will not operate any of his bank account unless entire decretal amount is deposited in the Court and restrained to dispose any of his movable or immovable property.

Put up on **12.11.2025** further proceedings.

(SANJEEV JAIN)  
Principal District & Sessions Judge  
East District, Karkardooma Courts,  
Delhi/12.09.2025.