

Execution (Comm.) 140/22

RANVIR SINGH Vs. ANSAL HI TECH TOWNSHIPS LIMITED

30.07.2024

Present:- Sh. Ayush Garg and Sh. Sajan Kumar, Ld. Counsels for the decree holder.

Sh. Bhrigu Dhami, Ld. Counsel for applicants Sh. Dinesh Pratap Singh and Ms Chetna.

Ms Neha Dubey, Ld. Counsel for the judgment debtor.

Sh. Bhrigu Dhami, Advocate filed his Vakalatnama. The same is taken on record. He also filed an application under Section 151 CPC on behalf of applicant Ms Chetna along with annexures. The same is taken on record.

Ld. Counsel for the judgment debtor again sought time to make the payment.

Perusal of the record shows that the judgment debtor has been regularly appearing before the court through counsel since 06.12.2022 and has been making requests for amicable settlement and thereafter, the judgment debtor has been taking adjournments on one pretext or the other mainly on the pretext of amicable settlement and infact seeing the conduct, as detailed in the ordersheets, the court issued warrants against the Directors of the judgment debtor. As per ordersheet dated 16.09.2023, warrants of arrest were issued against Sh. Amit Shukla AGM (Legal) and in pursuance of the same, Sh. Amit Shukla AGM (Legal) informed the Bailiff that the judgment debtor has sold out the property to Sarvottam Group having office at Noida and also stated

that he will try to settle the present matter before the court on the next date. Thereafter, Sh.Amit Shukla approached the court for cancellation of warrants issued by the court and also gave details of bank account of M/s Ansal Hi-Tech Townships Ltd. However, smartly he did not mention the branch name of the bank. On 22.01.2024, Ms Neha Dubey, Ld. Counsel for the judgment debtor appeared and submitted that the judgment debtor is ready to make the payment of the decretal amount to the decree holder on the next date of hearing and will file schedule for making the payment however, on the next date of hearing i.e. 01.03.2024, Ms Neha Dubey, Ld. Counsel for the judgment debtor sought three-four weeks time to file schedule for payment and seeing the conduct, warrants of arrest and warrants of attachment were issued. Thereafter, on 27.04.2024 one Ms Shikha Sharma, proxy counsel for counsel Sh. Gaurav Sehrawat for the judgment debtor appeared and submitted that the judgment debtor is ready to make the payment as per the payment schedule mentioned in Para No. 2 of the application starting from 27.05.2024 thereafter, every month till November 2024. Ld. Counsel for the decree holder submits that no payment has been received by the decree holder till date.

Now Ms Neha Dubey, Advocate again appeared and sought time to file the payment schedule and assures that the judgment debtor shall make the payment. The conduct of the judgment debtor clearly shows that the judgment debtor has no respect towards the court and is making mockery of the orders passed by the court and only making all efforts to get adjournment with the sole object that the rightful payment

of the decree holder be not paid to the decree holder. The court is not happy with the conduct of the judgment debtor.

Ld. Counsel for the judgment debtor submits that she will supply the complete names and details of the Directors of the judgment debtor within two weeks from today. She is granted two weeks time to file the same before the court with advance copy of the same to the Ld. Counsel for the decree holder. Ld. Counsel for the decree holder submits that he will also try to file the same before the court.

On request, put up this matter for further proceedings, on 06.09.2024.

On request, applicants Sh. Dinesh Pratap Singh and Ms Chetna are exempted from personal appearance before the court till further order.

(Anurag Sain)
District Judge (Commercial Court-01),
Patiala House Courts Complex,
New Delhi/30.07.2024