

THE JAMMU AND KASHMIR BANK LTD Vs.
PUSHPA MITTAL AND ANR

09.10.2024

Present: Ld. counsel for DH.
Ld. counsel for JDs.

1. An application was moved on behalf of JD no. 2 Raj Kumar Mittal for cancellation of arrest warrants on the ground that some property is already lying attached with the DH and therefore, the arrest warrants should be cancelled. The arrest warrants were issued against the said JD after repeated non-appearances on his part despite specific court directions to appear in person and also to file their affidavits of assets. In this regard, reference can be had to orders dated 07.09.2024, 13.09.2024, 21.09.2024 and 23.09.2024. It was in these circumstances that arrest warrants were issued against JD no. 2. Even the previous cost imposed on JDs have not been paid till date.
2. Considering the above, I am not inclined to cancel or recall the order of arrest against JD no. 2 as the said JD is a repeated defaulter and refuses to comply with court orders. Even today, none of the JDs have appeared in person in compliance of earlier orders. Accordingly, the application is dismissed.
3. Subsistence allowance not deposited by DH. Counsel for DH seeks time to comply with last order by depositing subsistence allowance qua arrest of JD no. 2.
4. On deposition of subsistence allowance and filing of PF, let fresh warrants of arrest be issued against JD no. 2 through DCP concerned returnable for 19.10.2024.

AASHISH GUPTA
DJ-01/NE/KKD/DELHI
09.10.2024