

08.08.2025

Present: DH in person with LAC Sh. Atul Sharma.
JD in person.

Today, JD has paid a sum of Rs.5,000/- to DH. Perusal of file shows that an amount of Rs. 4,52,084/- is still due (with Rs.5,000/- paid today also included in the aforesaid amount) and payable by JD to DH. I may note that earlier on 07.06.2024, JD had undertaken that he would pay the DH @ Rs.40,000/- per month w.e.f. 10.07.2024. Thereafter, even though certain payments were made, JD never abided by the schedule he undertook to fulfill.

Counsel for DH prays that the rate at which JD is paying money to the DH, it will take years for the decree to satisfy and thus, it is prayed that JD should be sent to civil imprisonment.

A show cause was given to the JD as to why he should not be sent to civil prison and in response he claims that he is not having means to pay. JD is an able-bodied person and record would reflect that he maintains a high end mobile phone (reference can be had to order-sheet dated 07.06.2024). It appears that only to avoid and delay the payment under the decree, a plea of financial difficulty has been taken.

Considering the above, JD has failed to show cause as to why he should not be sent to civil imprisonment. Accordingly, he is arrested and sent to civil imprisonment till 22.08.2025. It is clarified that in case JD deposits the outstanding decretal amount, he shall be entitled to be released forthwith.

List on 22.08.2025. Copy of this order be sent to Jail Supdt. concerned for necessary information and compliance.

AASHISH GUPTA
DJ-01/NE/KKD/DELHI
08.08.2025