

2EX320/21

**DEVASHISH BHATTACHARYA Vs. SHAILENDRA SINGH
SIDHU**

27.04.2023

Present: DH with counsel Ms. Shradha Bhargava, Adv.

JD with counsel Ms. M. Sidhu, Adv.

Application u/o 21 C.P.C. was moved by JD for recall of order dated 27.02.2023, alongwith affidavit of details of assets of JD.

Perused. Heard.

Admittedly order dated 27.02.2023 was unsuccessfully challenged before Hon'ble High Court by the JD.

Ld. Counsel for JD submits that JD has no means to pay balance of decretal amount. Ld. Counsel for JD even fails to point out as to what is the outstanding amount.

Ld. Counsel for DH submits that more than Rs.16 Lakhs is yet to be paid by the JD.

On being acquired, JD submits that he cultivates about 9 acres of agriculture land in Sangrur, Punjab. Even details of dmat account not provided with affidavit of assets. Even status of Noida property is also not disclosed, as mentioned in para 2 of the affidavit. Statement of bank a/c in para 8 of the affidavit of assets not filed.

In the given facts and circumstances, no case is made out for recalling of order dated 27.02.2023.

Last order be complied afresh.

DH to appear before Ld. ACJ on 15.05.2023 & report on 11.07.2023.

(Munish Markan)
ADJ-02(SE)/District Courts, Saket,
New Delhi/27.04.2023