

CR. REV. NO. 637/2025
SANJEEV BHEL VS. AVANISH SHARMA

03.11.2025

This is fresh Revision Petition. It be checked and registered.

Present: Mr. Sameer Diwan, Ld. Counsel for the Revisionist,
through video conferencing.

Submissions heard.

An application for stay of execution and operation of the impugned orders dated 19.08.2025 and 23.09.2025 has also been filed alongwith the Revision Petition.

Ld. Counsel for the Revisionist submits that the Revisionist is a senior citizen of 70 years of age and suffering from multiple serious ailments including tuberculosis (TB under treatment), arthritis, eye disorder, airborne and age related ailments. He further submits that wife of the Revisionist is about 68 years of age and as per the MRI Reports, she is under continuous treatment for thyroid ophthalmopathy, carotico-vavernous fistula and aneurysm in the left orbital region. He further submits that the Revisionist has no stable or regular source of income and the Revisionist and his wife survive on limited irregular financial help from their son, who is residing abroad. He further submits that the Revisionist has already paid Rs. 2,00,000/- out of the total settlement of Rs. 4,00,000/- and willing / ready to pay the balance amount of Rs. 2,00,000/- in small monthly installments of Rs. 25,000/- each. He further

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submits that without considering the medical and financial hardships of the Revisionist, Ld. Trial Court has directed coercive attachment of property of the Revisionist, which would cause irreparable injury, humiliation and deprivation of basic dignity to an elderly couple. Hence, it is prayed that the impugned orders may be set-aside.

In view of the submissions made, **the operation of impugned orders dated 19.08.2025 and 23.09.2025 passed by Ld. JMFC (NI Act), Digital Court-02, South-East District, Saket Courts, New Delhi are stayed till next date of hearing subject to the condition that the Revisionist shall pay Rs. 50,000/- to the Respondent / Complainant within one week w.e.f. today.**

The application stands disposed of accordingly.

Notice of the Revision Petition be issued to the Respondent on filing of PF, Speed Post, as well as, through Electronic Mode i.e. Email and through all the permissible modes for next date of hearing.

Put up for service of the Respondent and further proceedings on 23.12.2025.

Copy of the order be given dasti.

(PREM KUMAR BARTHWAL)
Principal District & Sessions Judge,
South East District, Saket Courts,
New Delhi/ 03.11.2025 (KSR)