1 CS 1749/16

PRATIBHA SHARMA Vs. INDU SHEKHAR

30.08.2024

Present : Sh. Gagan Kumar Singhal and Ms. Riya Verma,
Ld. Counsel for Plaintiff.
Defendant no. 1 in person.

As per the process server report, the IDFC bank, Indusind Bank and two branches of Kotak Mahindra Bank *(as mentioned in the last order)* have been served.

Sh. Amitava Ghosh, Branch Manager from Indusind Bank Ltd., Anand Vihar Branch is present and has filed statement of account pertaining to Defendant no. 1.

An application under Section 151 CPC for changes of publication from 'Times of India (Haryana Edition)' to 'Haribhoomi' newspaper.

Heard on said application. Record perused.

For the reasons stated in the application, the same stands **disposed off** as allowed. The Order dated 19.07.2024 is modified accordingly. Let the proposed defendants be served in terms of Order dated 19.07.2024 on filing of PF and necessary publication charges. Steps be taken within 07 days.

District Judge-03 (Shahdara),
KKD Courts, Delhi.

At 2.30 PM

Present : Sh. Gagan Kumar Singhal and Ms. Riya Verma,
Ld. Counsel for Plaintiff.
Defendant no. 1 in person with ld. counsel Sh. Manmohan Satija.
Sh. Mangat Kumar, Branch Relationship Manager, from Kotak Mahindra Bank, Yojna Vihar.
Sh. Sonu Prasad Gupta, Senior Managar, Branch Operational Manager, from Kotak Mahindra Bank, Vivek Vihar, branch.
Sh. Avanish Singh, Sr. Sales Manager, IDFC First Bank, Anand Vihar branch.

In between, Reply to the show cause notice filed by the respondent no. 1.

Respective Statement of accounts pertaining to Defendant no. 1 filed by the respective banks officials. Same have been seen by the Ld. Counsel for Plaintiff.

Bank Officials present today submit that in terms of the previous Order, the operation of bank account of the Defendant no. 1 maintained with their Banks have been freezed.

Perusal of record shows that Defendant no. 1 has filed affidavit dated 13.07.2024 related to his assets and liability, wherein he has mentioned that he is not having any immovable property at present in his name and that he was having 4 bank accounts.

Perusal of two bank account statements of Defendant no. 1 maintained with Kotak Mahindra Bank, reflects that Defendant no. 1 is having various transactions related to DMAT account. It is pertinent to mention herein that there is no such mentioning of DMAT account in the said affidavit.

Defendant no. 1 is directed to file affidavit of assets and liability complete in all respect mentioning details of all the DMAT account/mutual funds/share details, if any. He is also directed to file copy of PAN card.

Put up for further proceedings on 16.11.2024.

(MOHAMMAD EHTESHAM)
District Judge-03 (Shahdara),
KKD Courts, Delhi. 30.08.2024.

MOHAMMAD EHTESHAM

Digitally signed by MOHAMMAD EHTESHAM
Date: 2024.08.30 16:48:45 +0530