

23 EX CIVIL 329/25

KAVITA MAHAJAN Vs SHAILENDRA KUMAR BHARTI

27.09.2025

Present: Sh. Vaibhav Bharti, Ld. counsel for DH.

The notice to the Judgment Debtor (JD) has been received back unserved with the report that the wife of the JD refused to accept service. In view of the settled position of law, refusal of service by an adult family member is treated as valid service. Accordingly, the JD is deemed to be served.

Learned counsel for the Decree Holder presses for issuance of warrant of possession. Heard. Considered.

Let warrant of possession be issued in respect of the suit property on filing of PF and other requisite charges. The Decree Holder is directed to appear before the learned ACJ on 15.10.2025 for appointment of Bailiff.

The Bailiff is authorized to break open locks or doors, if the suit property is found locked. The SHO of the area concerned is directed to depute two police officers, including one lady police official, to assist the Bailiff in execution of the warrant of possession.

Let a copy of this order be given dasti to the Decree Holder for communication to the concerned SHO.

The Bailiff is further directed to:

- Videograph the entire execution process, and
- Prepare an inventory of any movable property found inside the suit property in case it is found locked.

List for report of execution of warrant of possession on 01.11.2025.

(SUMIT DALAL)
District Judge-04
South West, Dwarka Courts
New Delhi/27.09.2025