

M. Ex. No. 181/2026  
Pradeep Bhagat vs. Aman Gupta  
*(In main execution bearing no. Ex. (Comm) 57/2026)*

28.02.2026

Present: Sh. Mrityunjay S. Narooka Ld. Counsel for the  
applicant/ DH through VC.

1. This is an application moved on behalf of applicant/ DH under Order XXI Rule 105 and 106 read with Section 151 CPC for setting aside the order dated 09.02.2026 and for restoration of the execution petition to its original number.
2. Ld. Counsel for the applicant/ DH submits that the execution petition was assigned to this court for 24.01.2026; on 24.01.2026, DH was directed to file the certified copy of the judgment and decree in question, as it was not filed along with the execution petition and case came to be adjourned for 09.02.2026 but inadvertently, he wrongly noted down the next date of hearing as 10.02.2026. He further submits that the moment he came to know on 10.02.2026 that the execution petition has already been dismissed in default, he moved the aforesaid application.
3. Heard and perused the record.
4. The main file pertaining to the execution petition has already been received.
5. In view of the submissions made and the reasons as mentioned in the instant application, the execution petition bearing **Ex. (Comm) No. 57/2026** is directed to be restored

to its original number. The application is **disposed off** accordingly and be tagged with the main file.

6. As per the report of Civil Nazir, the address of the JD belongs to the West District.
7. At this stage, Ld. Counsel for the Decree Holder submits that the JD is not residing or having any movable and immovable property within the jurisdiction of this court i.e. Central District and therefore, a request has been made to transfer the present execution petition to the court of competent jurisdiction to West District.
8. In view of the submissions made, let the Transfer Certificate be issued and addressed to **Ld. Principal District & Sessions Judge, West District** for execution of the decree in question.
9. *Dasti* Transfer Certificate be given to the Ld. Counsel / Decree Holder along with certified copy of judgment and decree after keeping the copies of the same on record.
10. File be consigned to the **Record Room**, as per rules.

**(Rajesh Kumar Goel)**  
District Judge (Commercial Court)-02  
Central District, Tis Hazari Courts, Delhi  
28.02.2026