

3 EX CIVIL 60/24
MUKESH Vs. INSIGNIA EXIMS PVT LTD

07.03.2026

Present: Sh. Sahil Shokeen, Sh. J. R. Mathur and Sh. Sumer Dahiya
Ld. counsels for the DH alongwith DH in person.
Ld. counsel for the JD alongwith JD in person.

Today a demand draft bearing no. 980422 dated 07.03.2026 for a sum of Rs.1 lakh drawn on State Bank of India, Dwarka has been handed over by the JD to the DH in the court.

Objections were filed by the JD. It seems that JD is now trying to question the decree on merits. No application has been filed for setting aside the decree which was passed ex parte under Order 9 Rule 13 of CPC. By way of the objections, the JD is trying to canvas that the money taken from the plaintiff was towards sale of shares in the company. However, the said objections are in the nature of defence which should have been taken in the suit and cannot be considered as legal objections to enforcement of a decree. Accordingly, without expressing any opinion on the merits as to what was the nature of transactions, the objections are dismissed leaving the JD at liberty to move appropriate application or approach the higher court in appeal questioning the decree.

JD is hereby directed to file affidavit of his assets and income within 15 days from today.

List the matter on **01.04.2026**.

(HARJYOT SINGH BHALLA)
DJ-03, SOUTH-WEST, DWARKA
NEW DELHI/07.03.2026