

ARUN KUMAR AGGARWAL Vs. SUMAN TIWARI

10.12.2024

Present: Sh. Chandermal, Ld counsel for the DH.
None for the JD.

Today, the case is fixed for settling the terms of sale. Application of the DH for passing order, for fixing dates for sale of property is pending for disposal.

The property bearing no. P-1534, Gali no. 15, Baljeet Nagar, New Delhi, has already been attached and notice has already been served upon JD no. 1 for settling the terms of the sale of the above said property. None has appeared on behalf of JD no. 1 for settling the terms of the sale of the above said property JD. The DH has filed valuation report of the abovesaid property.

Sh. Kanhaiya Lal Choudhary, Advocate, Resident of 1173, 1st floor, Gali Dharam Shala, Kucha Pati Ram, Sita Ram Bazar, Delhi-11, also at 436, Civil Side, Tis Hazari Courts, Delhi. Having mobile no.9868773010 and 9811346152 has already been appointed as court Auctioneer for conducting the sale of abovesaid property, vide order dated 09.04.2024.

In view of the above said facts, the above said property be put on sale by way of court auction and proclamation of the sale of the above said property to the extent

of decretal amount, be issued as per the following schedule:

- a) The proclamation of the intended sale be published in the English newspaper, 'The Statesman' and in Hindi newspaper "Veer Arjun" on or before 14.01.2025.
- b) The proclamation to be made at the conspicuous place of the said property in presence of witnesses of the locality on or before 14.01.2025 by beat of drums.
- c) The proclamation of sale be affixed on the notice board of this Court on or before 14.01.2025.
- d) The date of sale by public auction of the property by court auctioneer is fixed as 17.02.2025. The proceedings for public auction will commence at 11:00 A.M.
- e) Date and time for inspection of the suit property by the prospective buyers within 15 days from the date of sale of the property ie. 17.02.2025.
- f) The date for filing the report by the Court Auctioneer fixed 01.04.2025.

DH is directed to take necessary steps for the sale of abovesaid property. 25% of the sale price shall be deposited by the highest bidder on the auction date by way of pay order or demand draft in favour of this court. The concerned SHO of the area where the property in question falls is directed to provide necessary police assistance, if required by the court Auctioneer.

The minimum reserve price of the property should not be less than prevalent circle rates in the area as well as value

of the property mentioned in the valuation report filed by Id. Counsel for the DH.

The Nazir of the court is directed to prepare the proclamation of the sale of the property in terms of the order 21 rule 66 of CPC on filing of PF by DH. Initially the amount shall be spent by DH for issuance of proclamation of sale of the above-said property and he will be entitled to claim the said expenses from the sale price of above-said property.

The expenses for the sale of above said property shall be borne by the DH and thereafter, he shall be entitled to claim the said expenses from the sale price of the property.

The above-said application stands disposed off accordingly.

Put up for awaiting report of the court auctioneer on 01.04.2025.

Copy of this order be sent to court autioneer.

(SHIV KUMAR)
District Judge-02, Court no.127,
West Distt, Tis Hazari courts
Delhi:10.12.2024