

24 EX. CIVIL 76/26 M/S DR. MOREPEN LIMITED Vs.
MAA KAMAKHYA AGENCIES

20.03.2026

Present: Sh. Rajeev Sharma Ld. Counsel for DH
through VC.

Perusal of record shows that the address of the JD does not fall within the jurisdiction of North District, Delhi.

It is pertinent to mention that as per Section 39 (4) CPC is provided that :

“Nothing in this section shall be deemed to authorize the court which passed a decree to execute such decree against any person on property outside the local limits of its jurisdiction.”

Thus, in the light of JD not residing within the jurisdiction of the court, the present Court is restrained by operation of Section 39 (4) CPC to execute the present decree and the present execution petition ought to be agitated before the court of appropriate jurisdiction.

Let Transfer Certificate be prepared. Nazir is, hereby, directed to do the needful.

File be consigned to Record Room after due compliance.

Transfer Certificate be given dasti to the DH.

(Nitish Kumar Sharma)
JSCC/ASCJ/GUDN. JUDGE
North, Rohini Courts, Delhi/20.03.2026