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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CS(OS) 5/2012

YASHWANT SINGH

..... Plaintiff

Through : Mr. Mohit Chaudhary, Mr. Imran Ali,
Ms. Damini Chawla and Ms. Vaishali
Mittal, Advs.

versus

ASHUTOSH VERMA

..... Defendant

Through : Mr. B. B. Gupta and Mr. Udyan
Srivastava, Advs. for Defendant.
Mr. Brijesh Kumar Tamber and Mr.
Pawan Kumar, Adv. for Indian Bank.

CORAM:

HON'BLE MR. JUSTICE A.K. PATHAK

ORDER

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10.08.2015

I.A. No.12503/2015 (u/S 151 CPC for Directions)

Vide order dated 21st December, 2012 passed in I.A. No.1079/2012 this court had directed the defendant to pay the rent due in respect of first floor of the suit property to plaintiff within a period of four weeks and also continue to pay agreed rate of rent every month. Grievance of plaintiff is that this order has not been complied with by the defendant. Learned counsel for the defendant submits that rent was sent but not accepted.

In view of the above, it is ordered that defendant shall deposit the amounts in terms of the order dated 21st December, 2012 with the Registrar

General of this Court within four weeks.

As regards other relief of fixing the amount towards unauthorized occupation of the suit property after expiry of lease period is concerned, I am of the view that same will be adjudicated at the stage of final disposal.

It is further clarified that the amount deposited may not be released to plaintiff since a perusal of para 19 of order dated 7th August, 2015 indicates that plaintiff had taken a loan of about Rs.6 crores from the Indian Bank and dues of the said bank still remain unpaid. Registry to keep the amount in FDR.

Application is disposed of.

CS(SO) 5/2012

List before the Joint Registrar on 20th August, 2015 for Admission/Denial of the documents.

A.K. PATHAK, J.

AUGUST 10, 2015

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