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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **LA.APP. 60/2019 & CM Appls.19878/2019, 4087-88/2020, 7948/2020, 40836-38/2021, 3944/2023**
NORTH DELHI MUNICIPAL CORPORATIONAppellant

Through: Mr. Sanjay Vashishta, SC with Ms. Harshita Rai, Mr. Siddhartha Goswami and Ms. Gunjan Rathore, Advs.

versus

M/S POPULAR RUBBERS INDUSTRIES & ANR.....Respondents

Through: Mr. S.K. Rout, Ms. Dimple Dhamija, Mr. Achin Saxena, Mr. Aman Mehrotra and Mr. Rahul Kumar, Advs. for R-1.
Mr. Sanjay Kumar Pathak, SC with Mr. Sunil Kumar Jha and Mr. M.S. Akhtar, Advs. for R-2.

CORAM:
HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER
% **17.02.2025**

CM APPL. 9596/2025 [for Exemption]

1. Allowed, subject to just exceptions.
2. The Application stands disposed of.

CM APPL. 9595/2025 [under Section 151 of the CPC]

3. This is an Application filed on behalf of Respondent No. 1 seeking release of the 50 % of the enhanced/decretal amount deposited by Appellant before the Executing Court.



3.1 Learned Counsel for the Appellant submits that the decretal amount stands deposited before the Executing Court.

4. Issue Notice. Learned Counsel for the Appellant and Respondent No.2, accept Notice and submits that they have no objection if the prayers made in the present Application are allowed, provided that the Respondent No.1 furnish adequate security before the Executing Court.

5. The Application is accordingly allowed. Respondent No.1 is permitted to withdraw the decretal amount inclusive of accrued interest from the learned Executing Court, subject to the satisfaction of the Executing Court.

LA.APP. 60/2019

6. The parties seek and are granted time to file their respective written synopsis, not exceeding three pages each, at least one week before the next date of hearing, along with the compilation of judgments, if any, they wish to rely upon.

6.1 All judgments sought to be relied upon shall be filed with an index which also sets out the relevant paragraph numbers and the proposition of law that it sets forth.

7. List before the concerned Registrar on the date already fixed i.e., 01.05.2025.

TARA VITASTA GANJU, J

FEBRUARY 17, 2025/r

[Click here to check corrigendum, if any](#)