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

+ LA.APP. 21/2019

UNION OF INDIA

.....Appellant

Through: Mr. Siddharth Panda and Mr.
Anil Pandey, Advs.

versus

RAJ PAL SINGH & ORS

.....Respondents

Through: Ms. Sukhda Dhamija, Adv. for
R-1 & 2/applicants.
Mr. Arvind Kumar, Adv. for
R-2.

CORAM:

HON'BLE MS. JUSTICE RENU BHATNAGAR

ORDER

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01.08.2025

CM APPL. 46522/2025 (Exemption)

1. Allowed, subject to all just exceptions.

CM APPL. 46521/2025

2. The present application filed under Section 151 of the Code of Civil Procedure, 1908, by Respondent Nos. 1 and 2 seeks release of 50% of the decretal amount deposited by the LAC before this Court, along with interest, upon furnishing an indemnity bond, and the remaining 50% with interest upon furnishing adequate security.

3. In support of her arguments, the learned counsel for the respondent Nos. 1 and 2/applicants places reliance on the judgment of the Apex Court in *Kazi Moinuddin Kazi Bashiruddin & Ors. v. Maharashtra Tourism Development Corporation & Anr.*, 2022 SCC



OnLine 1325, which has subsequently followed by the Co-ordinate Bench of this Court *vide* Order dated 21.05.2024 passed in L.A. APP. 64/2023 titled ***Delhi Metro Rail Corporation v. Smt. Babita Aggarwal & Ors.***; Order dated 28.05.2025 passed in LA APP. 90/2019 titled ***Union of India v. Ashok Kumar & Ors.***; Order dated 09.12.2024 passed in L.A. APP. 67/2019 titled ***Union of India v. Santosh & Ors.***; and Order dated 23.04.2025 passed in LA.APP. 68/2019 titled ***Union of India v. Savitri Devi & Ors.***

4. Issue notice. Notice is accepted by the learned counsel for the non-applicant/appellant.

5. The learned counsel for the appellant/non-application submits that in view of the settled proposition of law as held by the Apex Court in ***Kazi Moinuddin Kazi Bashiruddin & Ors.*** (supra) and other cases, he has no objection if as stated above the amount is released to the respondent nos. 1 and 2/applicants subject to furnishing of adequate security.

6. In view of the above, the application is allowed.

7. On the Respondent Nos. 1 and 2 furnishing an indemnity bond to the extent of 50% of the decretal amount and providing adequate security of the remaining 50% balance amount to the satisfaction of the Registrar General of this Court and upon due verification of the Respondent Nos. 1 and 2/applicants' name and identity, the decretal amount, along with the interest accrued thereupon, if any, be released to the applicants/Respondent Nos. 1 and 2. Let an undertaking in the form of an affidavit be filed by Respondent Nos. 1 and 2 setting out that in the event the appellant succeeds in the present appeal,



Respondent Nos. 1 and 2 shall repatriate the compensation so released back to the Appellant.

8. List before the learned Registrar General on 2nd September, 2025 for the aforesaid purpose.

9. The present application stands disposed of with the aforesaid directions.

RENU BHATNAGAR, J

AUGUST 1, 2025

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