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

+ **CONT.CAS(C) 362/2025**

M/S WAVE INFRATECH PVT LTD

.....Petitioner

Through: Mr. Rajiv K. Garg, Mr. R.K. Bedi, Mr.
Ashish Garg, Mr. Lalit Nagar and Mr.
Govind Singh, Advs.

versus

**MR. VIVEK KUMAR SINGH, PARTNER M/S ALERT
ENTERTAINMENT& ANR.**

.....Respondents

Through:

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

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09.01.2026

1. The present petition alleges wilful disobedience / non-compliance with the directions contained in the order dated 29.10.2024, passed by this Court in O.M.P.(I) (COMM.) 14/2024. The same *inter-alia* directs as under:

“3. Mr. Srivastava, learned counsel states that the respondent is ready and willing to make the payment of the lease rental.

4. The arrears of lease rental will be cleared by way of a demand draft in favour of the petitioner within 6 weeks from the date of the learned Arbitrator entering reference.”

2. *Vide* order dated 22.05.2025, passed in the present proceedings, this Court took note of the conduct of the respondent in seeking to act at variance with the undertaking recorded in the aforesaid order dated 29.10.2024. The relevant portion of the said order dated 22.05.2025, reads as under:

“7. Further proceedings in contempt will be undertaken against the respondents, if the undertaking is not complied with, before the next date of hearing.”

3. It is further noticed that on 22.05.2025, Mr. Vivek Kumar Singh,



respondent no.1 was also directed to remain present in Court on the next date of hearing.

4. Not only did the arrears remain unpaid, Mr. Vivek Kumar failed to remain present on the next date of hearing i.e. 21.08.2025. Accordingly, court notice was issued to the respondent on the said date.

5. Even today, none appears for the respondent.

6. It is pointed out by learned counsel for the petitioner that the arrears of lease rentals remain unpaid till date. It is further pointed out that award dated 11.11.2025 has also been pronounced, in terms of which, the possession of the premises is to be handed over to the petitioner. Even the said directions have not been complied with.

7. *Prima facie*, it is evident that the respondents are acting in wilful disobedience of order dated 29.10.2024, passed by this Court. Further, it is evident that the respondents are seeking to evade the present proceedings.

8. In the circumstances, let Non-Bailable Warrants be issued against the respondent nos.1 and 2 to secure their presence in these proceedings on the next date of hearing, to be executed by the concerned Superintendent of Police.

9. Given the aforesaid circumstances, the petitioner would also be at liberty to disconnect the electricity and water supply of the premises in question, with prior intimation to the occupants thereof.

10. List on 20.04.2026.

SACHIN DATTA, J

JANUARY 9, 2026/cl