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

E.A.Nos.367/2019, 333/2020 & 1016/2020 in
+ **EX.P. 44/2019**

SAMEER BHUTANIDecree Holder
Through: Mr. Rishabh Bansal, Adv.
versus

KEWAL KRISHAN KUMARJudgement Debtor
Through: Mr. Siddhartha Jain, Adv.

CORAM:
HON'BLE MR. JUSTICE RAJIV SHAKDHER

% **ORDER**
17.11.2020

[Court hearing convened via video-conferencing on account of COVID-19]

E.A. No.1016/2020

1. This is an application filed on behalf of the decree holder seeking early hearing of Ex. Appl. No. 333/2020.
2. The prayer made in the captioned application is allowed. Ex. Appl. No. 333/2020 is taken up for hearing.

Ex. Appl. No. 333/2020

3. This is an application filed on behalf of the decree holder under Section 51 read with Order XXI Rule 30 and Rule 37 of the CPC to seek arrest of the judgement debtor.
4. Mr. Siddhartha Jain, Advocate, who appears for Mr. Narendra M. Sharma, says that the judgement debtor is still in judicial custody.



4.1 I am informed that he is, presently, imprisoned in Karnal jail.

5. In these circumstances, the captioned application is disposed of with liberty to the decree holder to move a fresh application, if and when, the judgement debtor is released from custody.

EX.P. 44/2019 & E.A.Nos.367/2019

6. The counsel for the judgement debtor will ensure that the response to the interrogatories and the documents *qua* which discovery is sought is placed on record within two weeks from today.

6.1 The concerned jail superintendent, if approached by counsel for the judgement debtor, will accord access to the judgement debtor, either physically, or *via* the video-conferencing mechanism.

6.2 The copy of the response filed concerning the interrogatories and documents, if any discovered, will be furnished to learned counsel for the decree holder.

6.3 Learned counsel for the judgement debtor will also place the permanent address of the judgement debtor on the Court record so that the Court notices and other case papers can be served on him as and when he is released from the judicial custody.

6.4 Besides this, in case, in the interregnum, the judgement debtor is released on bail, he shall join the proceedings, *via* the video-conferencing mechanism, on the next date of hearing.

7. List the matter on 25.01.2021 along with Ex. P. No. 43/2019.

RAJIV SHAKDHER, J

NOVEMBER 17, 2020

Click here to check corrigendum, if any