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

\+ W.P.(C) 7162/2026 CM APPL. 35092/2026 CM APPL. 35093/2026

NEERA NARANG .....Petitioner

Through: Mr. Sachit Jolly, Sr. Adv. with Mr. Sohum Dua and Mr. Abhyudaya Shankar Bajpai, Ms. Saloni Ray, Mr. Chunaim Siddiqui and Ms. Manvi, Advs.

versus

ASSISTANT COMMISSIONER OF INCOME TAX CIRCLE 28 1 NEW DELHI & ORS. .....Respondents

Through: Mr. Shlok Chandra, Sr. Std. Counsel with Ms. Naincy Jain, Ms. Madhavi Shukla, Jr. SCs and Mr. Udit Dad, Adv.

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\+ W.P.(C) 7175/2026 CM APPL. 35106/2026 CM APPL. 35107/2026.

VIRENDER NARANG .....Petitioner

Through: Mr. Sachit Jolly, Sr. Adv. with Mr. Sohum Dua and Mr. Abhyudaya Shankar Bajpai, Ms. Saloni Ray, Mr. Chunaim Siddiqui and Ms. Manvi, Advs.

versus

ASSISTANT COMMISSIONER OF INCOME TAX CIRCLE 28 1 NEW DELHI & ORS. .....Respondents

Through: Mr. Shlok Chandra, Sr. Std. Counsel with Ms. Naincy Jain, Ms. Madhavi Shukla, Jr. SCs and Mr. Udit Dad, Adv.

CORAM:
HON'BLE MR. JUSTICE DINESH MEHTA
HON'BLE MR. JUSTICE VINOD KUMAR

O R D E R

% **26.05.2026**

1. Mr. Sachit Jolly, learned Senior Counsel for the petitioners submitted

that a search took place at petitioners' residential premises on 17.12.1999 and during such search, petitioners' jewellery, cash and fixed deposits were seized and their various immovable properties were attached.

2. Learned counsel submitted that a demand of Rs.1,38,61,363/- and Rs.13,53,74,118/- in case of petitioner Neera Narang and Virender Narang respectively, was raised and in spite of the fact that the appeal filed by the assessee so also the Revenue were disposed of and the matter was remanded to the Assessing Officer, the respondent no.1 has neither passed any order nor released the petitioners' seized assets and has not lifted the attachment.

3. While highlighting the petitioners' grievance that for last more than 27 years, the petitioners' cash, jewellery and FDs are lying seized and immovable properties are under attachment, learned Senior Counsel argued that as of today, there is no demand against the petitioners and therefore, the respondents are obligated to release the same and lift the attachment.

4. Ms. Naincy Jain, learned Junior Standing Counsel for the respondents, on the other hand, submitted that the matters stand remanded to the Assessing Officer and if everything is released as prayed by the petitioners, the Revenue's rights to recover the demand would be jeopardized.

5. At this juncture, Mr. Sachit Jolly submits that in any case the proceedings have become time barred and no demand can now be raised.

6. Having heard learned counsel for the parties, we are of the view that the respondents ought to have passed an appropriate order (if so felt) pursuant to order of the Tribunal which was passed on 23.07.2018. We are of the *prima facie* view that pursuant to remand, even if best case of the Revenue is taken, then also, the demand if raised is not going to exceed Rs.15 crores as and when raised. (because the assessment order at first stage

made addition of Rs.15 crores).

7. We are conscious of the position that there shall be a component of interest as well. But, the period for which the interest would be payable would also be a question to be determined by the Assessing Officer and/or the Appellate Authorities.

8. In any case, awaiting the demand (if any) indefinite seizure of the assests of the petitioners more particularly, jewellery, cash and FDs cannot be countenanced.

9. We, therefore, as an interim measure direct the Assistant Commissioner of Income Tax-Respondent no.1 or any competent authority to forthwith take a decision on petitioners' request for release of cash, jewellery and FDs within a period of two weeks of placing a certified copy of the order instant.

10. In case the competent authority is of the view that movable properties as mentioned in para no.8 cannot be released, he shall pass a speaking order and communicate it to the petitioners & Mr. Shlok Chandra, learned Senior Standing Counsel.

11. So far as the immovable properties of the petitioners are concerned, the competent authority shall pass appropriate order latest by 30.06.2026.

12. List these cases on 06.07.2026.

DINESH MEHTA, J

VINOD KUMAR, J

MAY 26, 2026/*dd*