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

+ **CS(OS) 369/2022**

SATYAM KANOI & ANR.

.....Plaintiffs

Through: Mr. Sidharth Yadav, Sr. Advocate
with Mr. Kartik Nayar, Mr. Rishab
Kumar, Advs.

versus

SHIV JATIA & ORS.

.....Defendants

Through: Mr. Sidhant Kumar, Ms. Manyaa
Chandok, Ms. Devika Mohan and Ms.
Anshika Saxena, Advocates for D-1
Ms. Shreya Singhal (through vc), Ms.
Manali Singhal, Ms. Aanchal Kapoor,
Mr. Santosh Sachin and Mr. Deepak
Singh Rawat, Advocates for D-2

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

26.05.2025

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I.A. 13286/2025

1. This is an application under Section 151 of the Code of Civil Procedure, 1908 on behalf of plaintiff no. 1 for seeking directions on the proposed interim scheme for defendant no. 3's trust
2. Learned counsel appearing for defendant no. 1 states that this Court vide order dated 23.01.2024 has not reserved any liberty to the plaintiff to propose an *interim* scheme. He states that the intent of the order dated 23.01.2024 is for parties to submit a proposal for a *final* scheme. He states that an interim scheme is already in place by the order dated 15.07.2024 passed the Division Bench of this Court dated 15.07.2024, whereby interim



administrators have been appointed.

3. Issue notice. Mr. Sidhant Kumar appears for defendant no. 1 and accepts notice. Ms. Shreya Singhal, Advocate appears on behalf of defendant no. 2 and accepts notice.

4. Upon steps being taken by the applicant/plaintiff no. 1, issue notice to the remaining non-applicants/defendants.

5. Reply be filed within four (4) weeks. Rejoinder thereto, if any, be filed within four (4) weeks.

6. This Court having perused the order dated 23.01.2024 is *prima facie* of the view that the intent of the order in inviting schemes from the parties was to consider and approve a final scheme and not an interim scheme.

7. Learned senior counsel for the plaintiff states on instructions that the proposed scheme enclosed with the application be considered as the *final* scheme. The said submission is taken on record and the plaintiff is bound down to the same.

8. Accordingly, defendant nos. 1, 2 and the other defendants are directed to respond to this application treating this proposal attached with the application as a proposal for the final scheme.

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9. Learned counsel for defendant no. 1 states that the report of the forensic audit has been filed by the Chartered Accountant (CA) in pursuance to the order dated 15.07.2024 passed by the Division Bench of this Court. He states that, however, the copy of the forensic audit has not been provided to the parties. He refers e-mail dated 01.05.2025 issued by the CA.

10. The CA is directed to supply an e-copy of the audit report to all the parties in this suit including plaintiff, defendant no. 1 and defendant no. 2



upon receiving a written request from them. The CA will provide the report within one (1) week from the receipt of the e-mail.

11. List on **06.08.2025**, the date already fixed.

12. The digitally signed copy of this order, duly uploaded on the official website of the Delhi High Court, www.delhihighcourt.nic.in, shall be treated as a certified copy of the order for the purpose of ensuring compliance. No physical copy of order shall be insisted by any authority/entity or litigant.

MAY 26, 2025/msh/MG

MANMEET PRITAM SINGH ARORA, J

Click here to check corrigendum, if any