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

+ **LA.APP. 44/2021**

NORTH DELHI MUNICIPAL CORPORATIONAppellant

Through: Mr. Sanjay Vashishtha, St. Counsel

versus

RAJINDER KUMAR GUPTA & ANR.Respondent

**Through: Mr. S.K. Rout, Ms. Dimple Dhamija,
Mr. Aman Mehrotra and Mr. Rahul
Kumar, Advs. for R-1 alongwith R-1
in person**

**Mr. M.S. Akhtar for Mr. Sanjay
Kumar Pathak, Adv. for R-2/UOI**

CORAM:

REGISTRAR GENERAL ARUN BHARDWAJ

ORDER

22.05.2025

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1. Vide orders dated 17.02.2025 and 23.04.2025, the Hon'ble Court has,
inter alia, directed as under:-

“11.02.2025

.....

(i) 50% of the amount deposited by the Appellant, along with interest accrued thereupon, shall be released to Respondent No.1 on furnishing an indemnity bond with an undertaking by way of an affidavit to the satisfaction of the worthy Registrar General of this Court.

(ii) The affidavit shall set out that in the event the Appellant succeeds in the present Appeal, Respondent No.1 shall repatriate the compensation so released back to the Appellant....”

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23.04.2025

.....

5. Accordingly, Paragraph 5(i) of the order dated 11.02.2205 is modified to read as follows:-

“5(i) 50% of the enhanced amount deposited by the Appellant, alongwith interest accrued thereupon, shall be released to Respondent No.1 on furnishing an indemnity bond with an undertaking by way of an affidavit to the satisfaction of the worthy Registrar General of this Court.....”

2. In compliance of the aforesaid order of the Hon’ble Court Indemnity Bonds alongwith undertaking by way of affidavits have been filed by the respondent No.1/Rajinder Kumar Gupta in original today in the court for the purposes of releasing of the 50% of the enhanced amount deposited in this case alongwith accrued interest.

3. Learned counsel for the respondent No.1 further submitted that now in the present case the 50% of the enhanced amount i.e. ₹2,98,609/- alongwith accrued interest is required to be released to the aforesaid respondent No.1 in terms of the aforesaid orders of the Hon’ble Court. Learned counsel for the respondent No.1 submitted that the respondent No.1 shall be bound by the orders of the Hon’ble Court and in the event the appellant succeeds in the present appeal, he shall repatriate/refund the amount so released back to the appellant. It is further submitted by the learned counsel that the respondent No.1, who is present in the court today, is also ready to give his statement in this Court apart from filing his Indemnity Bond and undertaking by way of an affidavit. Statement of the respondent No.1 has been recorded separately to this effect and he has also been identified by his counsel.

4. In view of the indemnity bond and the undertaking by way of an

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affidavit filed by the respondent No.1 in terms of the aforesaid order of the Hon'ble Court and also keeping in mind the statement given by him qua repatriation/refund of the amount on any future directions of the Hon'ble Court or in the event of the appellant succeeding in the present appeal, there is no impediment in releasing the 50% of enhanced amount deposited in this case to the respondent No.1 alongwith accrued interest.

5. Registrar (B&A) is directed to release the 50% of the enhanced amount deposited in this case to respondent No.1 alongwith accrued interest in terms of the aforesaid order passed by the Hon'ble Court after due verification and receipt.

ARUN BHARDWAJ
REGISTRAR GENERAL

MAY 22, 2025

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[Click here to check corrigendum, if any](#)