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

+ EX.P. 54/2021, EX.APPL.(OS) 1025/2021(Interim Direction),
EX.APPL.(OS) 102/2022(Objection), EX.APPL.(OS)
2815/2022(U.O. 6 R. 17 r/w S. 151CPC), EX.APPL.(OS)
2995/2022(U.O. 1 R. 10(2)r/w S. 151CPC), EX.APPL.(OS)
3586/2022(Recalling Of O. D. 04-03-2022), EX.APPL.(OS)
3769/2022(Direction)

SHRI RAM CHOPRA

..... Decree Holder

Through: Ms. Priamvada Surolia, Mr.
Shaurya Bhatnagar and Mr.
Tarun Soni, Advs.

versus

SEEMA CHOPRA & ANR.

..... Judgement Debtors

Through: None.

CORAM:

HON'BLE MR. JUSTICE YASHWANT VARMA

ORDER

30.01.2023

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1. On 23 July 2021, the Court had accorded finality to a preliminary decree of partition by providing that the suit property would be divided amongst the petitioner / Decree Holder and respondents / Judgment Debtor Nos.1 and 2 in the ratio of 55%, 25% and 20% respectively. The Court had further drawn directions for the suit property being put up for sale and for the distribution of the sale proceeds amongst parties as per the shares noted above. The Court had also granted liberty to parties to submit inter se bids.

2. Learned counsel appearing for the petitioner / decree holder submits that despite the passing of the aforesaid final decree way back in July 2021, the respondents / Judgment Debtors have failed to abide by its terms.

3. Today when the matter was taken up none has appeared on their



behalf.

4. Consequently, the Court directs that this matter shall be re-notified on 15.02.2023.

5. It is further clarified that, in case none appears on behalf of the respondents / Judgment Debtors and no cause is shown with respect to the execution of the decree, the Court shall consider the appointment of a Local Commissioner which may proceed further in terms of the decree which stands drawn.

YASHWANT VARMA, J.

JANUARY 30, 2023

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