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

+ **EX.P. 36/2024**

RAKESH KUMAR JAIN

..... Decree Holder

Through: Mr Tarun Diwan and Ms Pyari,
Advocates.

versus

ADTV COMMUNICATIONS PVT LTD & ANR.

..... Judgement Debtors

Through: None.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

% **20.05.2024**

EX.APPL.(OS) 795/2024 (Exemption)

1. Allowed, subject to just exceptions.

EX.APPL.(OS) 796/2024 (Application filed on behalf of the decree holder seeking condonation of delay in re-filing)

2. The present application has been filed seeking condonation of delay of 43 days in re-filing of the execution petition, even though the prayer made in the application inadvertently notes that the delay of 43 days is in respect of filing the “written submissions”.

3. Counsel for the decree holder submits that there is a typographical error in the prayer.

4. The aforesaid statement of the counsel for the decree holder is taken on record.

5. For the reasons stated, delay of 43 days in re-filing the execution



petition is condoned.

EX.P. 36/2024

6. The present execution petition has been filed for execution of the decree dated 10th August, 2015 passed in C.S. (OS) No. 2183/2013.
7. Issue Notice.
8. Notice be issued to the judgment debtors *via* all permissible modes, including email.
9. The Notice shall also indicate that the judgment debtors shall give a list of their movable and immovable assets in terms of Order XXI Rule 41 (2) in the prescribed format provided in Form No. 16-A, Appendix E of the Civil Procedure Code, 1908.
10. Notice shall also indicate objections, if any, by the judgment debtor shall be filed before the next date of hearing
11. List on 30th August, 2024.

AMIT BANSAL, J

MAY 20, 2024

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Click here to check corrigendum, if any