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

+ RFA 518/2022

MANISH AGGARWAL

.....Appellant

Through: Mr. Aashish Dutta, Advocate.

versus

APARNA SINGHAL

.....Respondent

Through: Mr. Murari Lal Sharma, Advocate via
video-conferencing.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **11.08.2025**

CM APPL. 48945/2025

By way of the present application filed under section 151 of the Code of Civil Procedure 1908, the applicant/appellant seeks advancement of hearing of CM APPL. No.41638/2025, which is otherwise posted on 27.10.2025.

2. For the reasons stated in the application, which is duly supported by affidavit, the application is allowed.
3. CM APPL. No.41638/2025 is taken-up for hearing today.
4. Application stands disposed-of.

CM APPL. 41638/2025

5. Further to what was recorded in order dated 16.07.2025, Mr. Murari Lal Sharma, learned counsel on behalf of the respondent has joined the hearing via video-conferencing.
6. Mr. Aashish Dutta, learned counsel appearing for the appellant submits, that during the course of litigations between the parties by way of CS DJ No.508/2020 pending before the learned District Judge, Central District, Tis Hazari Courts, Delhi and RFA No.518/2022 i.e. the



present appeal, the parties had amicably resolved their *inter-se* disputes *vide* Settlement Agreement dated 04.11.2023.

7. Mr. Dutta draws attention to a copy of the settlement agreement which has been appended to the present application to submit that the operative terms of the agreement were to the effect that the amount of Rs.13 lacs lying deposited by way of a fixed deposit with the Registrar General of this court in the present proceedings would be withdrawn by the respondent alongwith upto date interest; and that in consideration thereof, the parties shall withdraw CS DJ No.508/2020 filed by the daughter of the respondent and RFA No.518/2022 filed by the appellant.
8. Counsel submits that despite the terms of settlement as contained in the settlement agreement the respondent is now pressing for the execution of the decree passed in CS DJ No.508/2020 filed by her daughter.
9. Issue notice.
10. Learned counsel appears on behalf of the respondent; accepts notice; and seeks time to file reply.
11. Learned counsel appearing for the respondent submits that, the Settlement Agreement dated 04.11.2023 was never acted upon.
12. However, upon being queried as to what was actionable on the part of the appellant, counsel submits that it was for the appellant to arrange for the release of the amount lying deposited in this court.
13. Counsel further argues that the appellant did not rely-upon the Settlement Agreement dated 04.11.2023 in the proceedings in CS DJ No.508/2020.



14. Let reply to the application be filed within 04 weeks; rejoinder thereto, if any, be filed within 03 weeks thereafter; with copy to the opposing counsel.
15. In view of the submission made, it is clear however that the present RFA does not arise from CS DJ No.508/2020; and accordingly, this court cannot pass any direction in relation to the execution proceedings that have arisen from the said suit.
16. Re-notify on 27th October 2025 before the learned Joint-Registrar for completion of service.
17. List before court thereafter.
18. The date of 27.10.2025 given earlier before this court stands cancelled.

ANUP JAIRAM BHAMBHANI, J

AUGUST 11, 2025
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