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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **RFA 228/2021**

**UNITED INDIA INSURANCE COMPANY LIMITED**

..... Appellant

Through : Mr.Abhishek Gola and Mr.Anshul  
Mittal, Advocates.

versus

**M/S TRESOR SYSTEMS LIMITED**

..... Respondent

Through : Mr.A.B.Pandey, Advocate.

**CORAM:**

**HON'BLE MR. JUSTICE YOGESH KHANNA**

**ORDER**

% **08.02.2022**

1. The hearing has been conducted through Video Conferencing.

**CM APPL. 38534/2021**

2. This application is moved by the respondent for release of the decretal amount so deposited in the Court by appellant as directed vide order dated 15.04.2021. It is stated Ex.Petition No.155/2021 for execution of the judgment and decree dated 04.09.2020 and subsequent correction dated 05.10.2021 is pending before the learned Court concerned.

3. The appellant has deposited a sum of Rs.12,66,007/- vide demand draft dated 13.07.2021 in this Court. The learned counsel for applicant / respondent submits till the pendency of appeal, this amount be released to respondent since they have got a decree in their favour.

4. The learned counsel for appellant objects to this submission. Admittedly, the surveyor has given report to approve the claim of Rs.9,51,148/-.

5. In the circumstances, let an amount of Rs.9,51,148/- along with



appropriate interest, per FDR so prepared by this Court, be released in favour of the respondent/applicant, as per rules. The balance amount be again kept in the FDR.

6. In view of above, the application stands disposed of.

**RFA 228/2021, CM APPL. 14276/2021, 14277/2021, 14279/2021,**

7. As sought, the written synopsis along with supporting judgments be filed by the respondent within four weeks with an advance copy thereof to the learned counsel for appellant through email.

8. List for hearing on 08.08.2022.

**YOGESH KHANNA, J.**

**FEBRUARY 08, 2022**

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