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

+ **LA.APP. 210/2024**

MUNICIPAL CORPORATION OF DELHIAppellant

Through: Ms. Tajinder Viridi, Standing Counsel
for MCD.

versus

LAL RA SARUP KASERA TRUST & ANRRespondents

Through: Mr. S.K. Rout, Ms. Dimple Dhamija,
Mr. Achin Saxena and Mr. Rahul
Kumar, Advocates for respondent
no.1.

Mr. Sanjay Kumar Pathak, SC for
UOI/respondent no.2 with Mr. Sunil
Kumar Jha, Mr. M.S. Akhtar, Mr.
Mayank Madhu and Mr. Sami
Sameer, Advocates.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

% **08.04.2025**

CM APPL. 20861/2025 (exemption)

1. Allowed, subject to all just exceptions.

2. The application is disposed of.

**CM APPL. 20860/2025 (For Release of the Enhanced Amount of
Compensation duly deposited by the appellant of Rs.28,62,391/- by
respondent)**

1. By way of present application, the applicant/respondent No.1 seeks
release of 25% of the enhanced amount of compensation that was deposited
by the appellant in pursuance of the directions given by this Court.

2. Learned counsel for the applicant/respondent No.1, while relying
upon the decision in 'Kazi Moinuddin Kazi Bashiruddin & Ors. Vs.
Maharashtra Tourism Development Corporation' reported as **2022 SCC**



Online SC 1325, submits that the said amount is to be released against furnishing of proper security in the form of indemnity. Learned counsel appearing for the appellant does not deny the said legal position as noted in the aforesaid judgment.

3. In view of the aforesaid, the 25% of the enhanced amount of compensation be released to the applicant/respondent No.1 against furnishing of indemnity to the satisfaction of the Registrar General of this Court.

4. The application is disposed of in above terms.

5. List before the Registrar General on 17.04.2025.

MANOJ KUMAR OHRI, J

APRIL 8, 2025/rd