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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 6/2022 and I.A. 384/2022, 396/2022, 397/2022, 13659/2022,**
17478/2022, 5220/2023, 2115/2024, 3448/2024, 3463/2024
PARUL SHARMA Plaintiff

Through: Mr. Akash Kumar Srivastava and Mr.
Chetan Anand, Advs. (M-
9470563956)

versus

AYUSH KAPUR Defendant
Through: Ms. Geeta Luthra, Sr. Adv. with Mr.
Aadarsh Kothari & Mr. Rishabh
Dahiya, Advs. (M-8395906611)

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% **27.02.2024**

1. This hearing has been done through hybrid mode.

I.A. 3463/2024 (for directions)

2. This application has been filed on behalf of the Defendant seeking directions to M/s Kotak Securities Ltd. to deposit the rent in favour of the Defendant. The dispute in the present case is between the family members of Late Sh. Madan Lal Kapoor and Late Smt. Rama Kapoor. The Plaintiff and the Defendant are the children of the deceased couple, and are siblings.

3. It is stated that the said M/s Kotak Securities Ltd. is a tenant of Flat No.506, Fifth Floor, Tolstoy House, Tolstoy Marg, Connaught, New Delhi-110001. However, the rent has been withheld by M/s Kotak Securities Ltd. in view of the inter-se dispute between the legal heirs.

4. In this view of the matter, Id. Counsel for the Defendant submits that the rent may be even deposited with the Court to which the Plaintiff's counsel has no objection.



5. Accordingly, it is directed that M/s Kotak Securities Ltd. shall deposit the entire withheld rent from the period August-September, 2021 till date with the worthy Registrar General of this Court within a period of four weeks.

6. A copy of this order be served upon the M/s Kotak Securities Ltd. by email arvind.s@kotak.com, ks.admin@kotak.com by the Registry. M/s Kotak Securities Ltd. shall file an affidavit of compliance.

7. Application is disposed of in these terms.

I.A. 3448/2024 (u/O XXXIX Rule 2A CPC)

8. Ms. Luthra, ld. Senior Counsel submits that the dues of MCD are not being cleared and hence there is an apprehension that the property may be sealed. She submits that the details of the fixed deposits which are lying in various banks are listed in paragraph 10 of the application which is annexed to this order.

9. Parties are permitted to approach concerned banks and obtain the details of the balances in these accounts so that submissions can be heard on the next date.

CS(OS) 6/2022 and I.A.s 384/2022, 396/2022, 397/2022, 13659/2022, 17478/2022, 5220/2023, 2115/2024, and 3448/2024

10. List before the Joint Registrar for completion of pleadings in all the applications on 4th April, 2024.

11. List before the Court for hearing on 21st May, 2024.

PRATHIBA M. SINGH, J

FEBRUARY 27, 2024

Rahul/bh



Annexure 1

S. No.	FDR/ Bank Account details	Amount	Nominee
01.	Rama Kapur State Bank of India - FDR No. 35242139039	Exact amount not known to the Defendant	Sh. Madan Lal Kapoor
02.	Rama Kapur State Bank of India - FDR No. 35398811904	Exact amount not known to the Defendant	Sh. Madan Lal Kapoor
03.	Rama Kapur State Bank of India - FDR No. 35398848594	Exact amount not known to the Defendant	Sh. Madan Lal Kapoor
04.	Rama Kapur State Bank of India - FDR No. 35397190769	Exact amount not known to the Defendant	Parul Sharma
05.	Rama Kapur State Bank of India - FDR No. 35397192756	Exact amount not known to the Defendant	Ayush Kapur
06.	Rama Kapur State Bank of India - FDR No. 35853010076	Exact amount not known to the Defendant	Parul Sharma
07.	Rama Kapur State Bank of India - FDR No. 35853011274	Exact amount not known to the Defendant	Ayush Kapur
08.	Rama Kapur State Bank of India - FDR No. 35853011751	Exact amount not known to the Defendant	Sh. Madan Lal Kapoor
09.	Rama Kapur Punjab National Bank -	Rs. 10 lakhs	Parul Sharma

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	Monthly Income Savings Scheme account No. 014800-SCSS-000161		
10.	Rama Kapur Punjab National Bank - Monthly Income Savings Scheme account No. 014800-SCSS-000351	Rs. 5 lakhs	Parul Sharma
11.	Rama Kapur Punjab National Bank - FDR No. 014800-PU-00136336	Rs. 3 Lakhs	Ayush Kapur
12.	Madan Lal Kapur SBI Delhi Cantt. Branch A/C No. 10469782503 - Savings Bank Account	A/C balance not known to the Defendant	Not known
13.	Rama Kapur SBI Delhi Cantt. Branch A/C No. 10469782490 Savings Bank Account	A/C balance not known to the Defendant	Not known

14.	M/S SharpEdge - SBI Delhi Cantt. Branch A/C No. 33024872119 - Current Account - M/S Sharpedge	A/C balance not known to the Defendant	Not known
15.	Rama Kapur - PNB Kirti Nagar A/C no. 0148000103169445 Savings Bank Account		Not known
16.	Other FDR's, Bank Accounts [Post Office Savings Account, Khatri Bank Account, etc.]	Not known to the Defendant	Not known to the Defendant
Total amount (approximate)		Rs. 40,00,000/-	

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