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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **LA.APP. 41/2022**
NORTH DELHI MUNICIPAL CORPORATIONAppellant
Through: Mr. Sanjay Vashishtha, SC for
MCD with Mr. Siddhartha
Goswami, Ms. Geetanjali
Reddy, Mr. Aditya Sachdeva,
Advs.

versus

SH. RAJINDER SINGH & ORS.Respondents
Through: Mr. Rajeev Sharma, Sr. Adv.
with Ms. Shruti Sharma, Mr.
Nishant Kandpal, Mr. Sidhant
Sharma, Advs. for R-1& 2
Mr. Sanjay Kumar Pathak, SC
with Mr. M.S. Akhtar, Advs. for
R-3/UOI

CORAM:
HON'BLE MS. JUSTICE RENU BHATNAGAR

ORDER
% **14.10.2025**

CM APPL. 61987/2025

1. This application has been moved on behalf of respondent Nos. 1 and 2 seeking directions to the Registry to transfer the amount deposited in the captioned appeal by the appellant to the Reference Court in terms of the earlier Order dated 13.09.2023.
2. Vide Order dated 19.01.2022, the impugned judgment was stayed subject to the deposit of 50% of the decretal amount with the Registrar General of this Court within eight weeks. It is stated that the appellant deposited the 50% awarded amount on 21.04.2022 and



17.02.2023.

3. *Vide* Order dated 13.09.2023, this Court had directed the Registry to transfer the amount deposited in the various appeals to the Reference Court where the execution proceedings have been filed by the Respondents/Land Owners subject to furnishing of adequate security. The relevant portion of the Order dated 13.09.2023 reads as under;

"4. Further, the Registry is directed to transfer the amount deposited with in the aforesaid appeals to the Reference Court where the execution proceedings have been filed by the Respondent, Land Owners.

5.2 The Reference Court upon receipt of the amount is requested to release the said amount to the Respondent, Land Owners, subject to furnishing of adequate security, verification and in accordance with rules."

4. It is stated that at the time the Order dated 13.09.2023 was passed, the applicants/respondent Nos. 1 and 2 had not filed any execution petition as such the amount deposited by the appellant in the captioned appeal was not transferred to the Executing Court.

5. It is stated that subsequently, the respondent Nos. 1 and 2/applicants filed the Execution Petition no.24/2025 seeking execution of the judgment passed by the Reference Court, wherein on 03.09.2025 the following order was passed;

"As per report of the Nazir, no compensation amount has been received in the present matter from the Registry of Hon'ble High Court of Delhi.

Ld. Counsel for the DH seeks an adjournment for moving appropriate application before the Hon'ble High court of Delhi for sending the deposited 50% compensation amount to this court, as per order dated 13.09.2023



*The proceedings of the present matter has already been stayed
by the Hon'ble High court of Delhi vide order dated 19.01.2022.*

Put up for further proceedings on 08.10.2025."

6. It is stated that since 50% of decretal amount is lying deposited with the Registry of this Court, the same may be ordered to be transferred in view of the order dated 13.09.2023.
7. Heard.
8. Since orders regarding the transfer of the amount deposited in the aforesaid appeals to the Reference Court were already passed on 13.09.2023, no fresh orders are required to be passed in this matter.
9. The Registry may proceed to transfer the amount in compliance of the order dated 13.09.2023, if not already transferred.
10. In view of the above, the present application stands disposed of.

RENU BHATNAGAR, J

OCTOBER 14, 2025

Pallavi/Sm