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

+ CS(OS) 691/2023 & I.A. 21516/2023 I.A. 21517/2023 I.A.
21519/2023 I.A. 31563/2024 I.A. 36034/2024 I.A. 38466/2024 I.A.
38467/2024 I.A. 42416/2024 I.A. 47973/2024 I.A. 2246/2025

SHRI DIVAKAR SHARMA

.....Plaintiff

Through: Mr. M. Dutta, Sr. Adv. with Mr.
Aditya Guha and Mr. Anand K. Soni,
Adv.

versus

SHRI LALIT MOHAN SHARMA

.....Defendant

Through: Defendant in person
Ms. Phalguni Nigam, Adv.(Amicus
Curiae)

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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20.03.2025

1. There is some difficulty expressed by Ms. Phalguni Nigam (who was appointed as Amicus Curiae) in representing the defendant, which this Court is unable to wholly appreciate; thus, Ms. Nigam is discharged from her appointment as an Amicus Curiae.
2. Defendant is at liberty to either contact his existing counsel to represent him or engage a new counsel.
3. Mr. Lalit Mohan Sharma (i.e. the defendant) is present in Court and states that he cannot afford legal counsel. The suit properties are expensive and substantial rental income is being generated from the Vasant Vihar property alone. This Court is unable to appreciate the submission of the defendant in this background as he has reasonable income. Be that as it may, the defendant is at liberty to represent himself in this matter.



3.1 Defendant states that House No. B-3/24, Vasant Vihar, New Delhi-110057 (Vasant Vihar Property) has been put on rent and the first advance rental amount of Rs. 25.20 lakhs have been received. He states that an amount of Rs. 4.65 lakhs plus GST is payable to the broker for the lease transaction.

3.2 In these facts, it is directed that the defendant is at liberty to make the said payment to the broker from the amount received as advance rental.

3.3 Defendant further states that an amount of approximately Rs. 30 lakhs is due and recoverable by him for the expenses incurred in renovating the Vasant Vihar property. He is directed to apply to the registry for release of the said amount in conformity with the mechanism set out in order dated 05.09.2024 and more specifically in terms of paragraphs 6 to 9 therein.

4. In response, the defendant states that he has submitted claims with the registry for release of payments, against the amount deposited by the plaintiff; however, he has not received the payment.

4.1. The registry is directed to examine the submission of the defendant and if found correct, to ensure that the payments are released expeditiously and preferably within 10 days from today as per the terms of the order dated 05.09.2024.

5. The plaintiff is directed to file a list of pending applications along with status of the pleadings one (1) week prior to the next date of hearing.

6. List before the concerned Registrar on **04.04.2025** for confirmation of release of amount to the defendant against the bills submitted.

7. List before the Court on **25.07.2025**.

MANMEET PRITAM SINGH ARORA, J

MARCH 20, 2025/hp/sk