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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 10385/2024, CM APPL. 42655/2024, CM APPL. 42657/2024**
SHASHANK KUMARPetitioner

Through: Mr. Anshul Saxena, Adv.

versus

**MUNICIPAL CORPORATION OF
DELHI & ORS.**Respondent
Through: Mr. Tushar Sannu, SC for MCD.

CORAM:
HON'BLE MR. JUSTICE PURUSHAINDR KUMAR KAURAV

ORDER
% **29.07.2024**

CM APPL. 42656/2024, CM APPL. 42658/2024

Exemption allowed, subject to all just exceptions.

The application stands disposed of.

CM APPL. 42657/2024, W.P.(C) 10385/2024

1. Heard learned senior counsel for the petitioner.
2. Issue notice.
3. Learned counsel on behalf of respondent no.1 accepts notice.
4. Let the steps be taken to serve the remaining respondents through all permissible modes.
5. Let the respondent to file its counter affidavit within four weeks. Rejoinder thereto, if any, be filed within two weeks thereafter.
6. List this matter in 'regular list' on 12.12.2024.



CM APPL. 42655/2024

7. Heard.

8. Learned senior counsel appearing for the petitioner submits that the impugned recovery cannot be made from the petitioner who happens to be one of the directors of the company. He, therefore, submits that if the respondent, at all, is entitled for any recovery, the same can be affected from the company or by any other mode but the law does not permit to recover the dues from the petitioner and to issue the distress warrant.

9. Let the learned counsel for the respondents to take instruction and to assist the Court on the question of interim relief.

10. List on 31.07.2024.

PURUSHAINDR KUMAR KAURAV, J

JULY 29, 2024/KG



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