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

+ **CS(OS) 722/2023 & I.A. 14497/2025**

AKANKSHA SHARMA & ANR.

.....Plaintiffs

Through: Mr. Abhinav Sharma, Advocate

versus

BALKISHAN RATHI

.....Defendant

Through: Mr. Jatin Vats, Advocate

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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30.05.2025

I.A. 14497/2025 (for directions under Section 151 of the Code of Civil Procedure, 1908 ('CPC'))

1. This application has been filed by the plaintiff seeking a direction to the Registry to summon the fresh FDR for presumably a sum of Rs. 75 lakhs (or more) admittedly deposited by the defendant in March, 2025 with the Trial Court.
2. Issue notice. Learned counsel for the defendant accepts notice.
3. He confirms that a fresh FDR has been filed in March, 2025 before the Trial Court. He is directed to place on record the copy of the same and the Registry is directed to summon the fresh FDR and place the same on record.
4. Defendant is directed to file its reply within four (4) weeks making a full disclosure of the FDR deposited in March, 2023 and the circumstances of its replacement in March, 2025.
5. The registry is also directed to seek a report from the Chief



Metropolitan Magistrate ('CMM'), Patiala House Courts, New Delhi on the administrative side with respect to the tracing of the FDR, which was deposited by the defendant in March, 2023.

6. The untraceability of the FDR deposited by the defendant with the Trial Court in March, 2023 cannot be overlooked or ignored.

7. If necessary, the CMM is at liberty to seek a report from the bank officials, who had issued the FDR in the year 2023.

8. List before the Joint Registrar (J) on 31.07.2025.

9. List before the Court along with the report of the CMM on 17.09.2025, the date already fixed.

MANMEET PRITAM SINGH ARORA, J

MAY 30, 2025/mr

[Click here to check corrigendum, if any](#)