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

+ RFA 1016/2019, CM APPL. 74204/2025 & CM APPL. 74205/2025

M/S USHA INTERNATIONAL LTD.Appellant

Through: Mr. Rajesh Yadav, Sr. Adv. with Ms.
Divya Bhalla and Mr. Abhishek
Chauhan, Advs.

versus

BHIKU RAM JAIN (DECEASED) THR LRSRespondent

Through: Mr. Rahul Malhotra, Adv.

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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01.12.2025

CM APPL. 74205/2025 (For Exemption)

1. Exemption allowed, subject to all just exceptions.
2. Application stands disposed of.

CM APPL. 74204/2025

3. The present application has been filed on behalf of the appellant seeking hearing and disposal of *CM APPL. 51266/2019*, for stay.
4. Learned Senior Counsel appearing for the appellant submits that respondent has filed an Execution Petition bearing *Ex. P. No. 63/2025*. It is submitted that on 23rd September, 2025, this Court was apprised of the fact that the Execution Petition was listed on 03rd October, 2025. Thus, liberty had been granted by this Court to the appellant, to approach the Executing Court.



5. It is submitted that the appellant herein, approached the executing Court. However, the Executing Court refused to entertain the application.
6. Learned Senior Counsel appearing for the appellant submits that the appellant is ready to deposit an amount of Rs. 7,59,91,430/- with this Court, which is the decretal amount along with interest, as on 31st October, 2025.
7. Issue notice. Notice is accepted by learned counsel appearing for the respondent.
8. Learned counsel appearing for the respondent submits that he has no objection if the appellant deposits the aforesaid amount as decretal amount. However, he disputes the calculation of the decretal amount as submitted by the appellant.
9. Having heard learned counsels appearing for the parties, at the outset, it is to be noted that the order dated 23rd September, 2025 passed by this Court has been misconstrued by the appellant.
10. The liberty as granted to the appellant *vide* order dated 23rd September, 2025, was not regarding filing of an application for stay before the executing Court, but regarding deposit of either the decretal amount or affidavit of assets before the Executing Court *qua* seeking time to deposit the same before the Executing Court.
11. Considering the submissions made before this Court that the appellant is ready to deposit an amount of Rs. 7,59,91,430/- with this Court, to which the respondent has no objection, it is directed that the appellant shall deposit the amount of Rs. 7,59,91,430/- with the Registrar of this Court, within a period of three weeks, from today.
12. As and when the aforesaid amount is deposited by the appellant, the same shall be kept in an interest bearing account.



13. Subject to the appellant depositing the aforesaid amount within a period of three weeks, the execution proceedings shall remain stayed.

14. List for hearing on the date already fixed, i.e., 20th January, 2026.

MINI PUSHKARNA, J

DECEMBER 1, 2025/KR