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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ EX.P. 100/2014 & EX.APPL.(OS) 230/2014, 762/2014, 878/2015,
883/2015, 947/2015 and 99/2018
ASHOK KUMAR KHURANA Decree Holder
Through Mr. Pallav Saxena and Mr. Bindu
Das, Advs.
versus
TILAK RAJ KHURANA & ORS Judgement Debtors
Through Mr. Atul Nigam, Mr. Randhir Kumar
and Mr. Raghav Tibriwal, Advs.

CORAM:
HON'BLE MR. JUSTICE RAJIV SHAKDHER
ORDER
% **22.10.2018**

1. This petition seeks execution of a consent award dated 21.1.2013, which was predicated on a Memorandum of Understanding dated 2.12.2012 (MOU).
2. As per the award and the MOU, factories located at Village Goyla and at C-3/11, Mayapuri, New Delhi are to remain in possession and the ownership of the Decree Holder.
3. As per the MOU, a sum of Rs.1,01,00,000/- is to be paid by the Decree Holder to the Judgment Debtors i.e., (Sh. Tilak Raj and Sh. Baldev Raj).
4. Concededly, the aforementioned properties are in possession of the Decree Holder.
5. Due to the pendency of the objections and disputes, the money has not been paid which, as per the counsel for the Decree Holder, had to be paid in

EX.P. 100/2014

Page 1 of 2



instalments as adverted to in paragraphs 3 (a), (b) and (c) of the MOU.

6. As would be evident, more than five (5) years have passed since the consent award has been passed.

7. In these circumstances, the Decree Holder is directed to deposit a sum of Rs.1,01,00,000/- with the Registry of this Court.

7.1 The needful will be done within four weeks.

8. Once the money is deposited, the Registry will invest the sum in an interest bearing Fixed Deposit maintained with a nationalised bank.

9. In the meanwhile, the parties and their counsel shall appear before the Delhi High Court Mediation and Conciliation Centre.

10. Since at some stage, Ms. Veena Ralli, Advocate has handled the matter at the request of the Court, Ms. Veena Ralli is appointed as a Mediator.

11. The parties will appear before the learned Mediator at 1.11.2018 at 3.00 p.m.

12. The learned Mediator shall file a report with the Court prior to the next date of hearing.

13. Renotify the matter before Court on 18.12.2018.

RAJIV SHAKDHER, J

OCTOBER 22, 2018

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