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

+ RFA 714/2025

ILAM SINGH BANSAL

.....Appellant

Through: Mr. Goutham Shivshankar
(DHCLSC) with Ms. P. Ritika Rao
and Mr. Gaurav Kochhar, Advocates.

versus

CHHIDDA SINGH

.....Respondent

Through: Mr. Mohd. Arif, Advocate *via* video-
conferencing.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

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19.08.2025

CM APPL. 48122/2025, CM APPL. 48123/2025, CM APPL. 48127/2025,

CM APPL. 50708/2025 & CM APPL. 50748/2025

Exemption granted, subject to just exceptions.

Let requisite compliances be made within 01 week.

The applications stand disposed-of.

CM APPL. 50707/2025 (early hearing of CM APPL. 48124/2025)

By way of the present application filed under section 151 of the Code of Civil Procedure 1908 ('CPC'), the appellant seeks advancement of the date of hearing of CM APPL. 48124/2025, which is otherwise posted on 23.09.2025.

2. For the reasons stated in the application, which is duly supported by affidavit, the application is allowed.
3. The matter is taken-up for hearing today.
4. Application stands disposed-of.



CM APPL. 48129/2025 (condonation of 14 days' delay in filing)

5. By way of the present application filed under section 5 of the Limitation Act 1963 read with section 151 CPC, the appellant seeks condonation of about 14 days' delay in *filing* the regular first appeal.
6. For the reasons stated in the application, which is duly supported by affidavit, the delay in *filing* is condoned.
7. The application is allowed.
8. The appeal is taken on Board.
9. Application stands disposed-of.

CM APPL. 48125/2025 (waiver from depositing/securitising the decretal amount)

10. By way of the present application filed under Order XLI Rule 5 read with section 151 CPC, the appellant seeks waiver from depositing/securitising the decretal amount.
11. This court is not inclined to allow the present application.
12. The application is accordingly dismissed, subject to the order made as regards deposit of a part of the decretal amount as directed hereinafter.

CM APPL. 48126/2025 (summoning of trial court record)

13. By way of the present application filed under Order XIII Rule 10 read with section 151 CPC, the appellant seeks summoning of the trial court record.
14. For the reasons stated in the application, which is duly supported by affidavit, the application is allowed.
15. Let trial court record be requisitioned in electronic form; and copy of TCR be supplied to counsel on request.



16. The application stands disposed-of.

CM APPL. 48128/2025 (additional documents)

17. By way of the present application filed under Order XLI Rule 27 read with section 151 CPC, the appellant seeks leave to place on record additional documents and subsequent events on record.

18. For the reasons stated in the application, which is duly supported by affidavit, the application is allowed.

19. Additional documents being Annexures A-27 to A-32 appended to the appeal, which are stated to be copies of orders passed by the learned executing court and a copy of the appellant's medical records; and the subsequent events narrated therein are taken on record.

20. The application stands disposed-of.

CM APPL. 48133/2025 (lengthy synopsis and list of dates)

21. By way of the present application filed under section 151 CPC, the appellant seeks leave to file lengthy synopsis and list of dates.

22. For the reasons stated in the application, which is duly supported by affidavit, the application is allowed.

23. The lengthy synopsis and list of dates are taken on record.

24. The application is disposed-of.

RFA 714/2025 & CM APPL. 48124/2025 (stay)

25. By way of the present regular first appeal filed under section 96 read with Order XLI Rule 1 CPC, the appellant impugns judgment and decree dated 24.03.2025 passed by the learned District Judge-06, East District, Karkardooma Courts, Delhi in suit bearing CS No.402/2018.

26. Mr. Goutham Shivshankar, learned counsel appearing for the appellant submits, that by order dated 08.08.2025 passed in execution



petition bearing Ex. No. 108/2025, the learned executing court has directed the issuance of warrants of arrest against the appellant (judgment-debtor), who is about 67 years of age and is the son-in-law of the respondent (decree-holder).

27. Issue notice.
28. Mr. Mohd. Arif, learned counsel appears on behalf of the respondent on advance copy; accepts notice; and seeks time to file a reply.
29. Let reply to CM APPL. No.48124/2025 be filed within 06 weeks; rejoinder thereto, if any, be filed within 04 weeks thereafter; with copy to the opposing counsel.
30. No reply is required in the appeal.
31. After a brief hearing in the matter, considering the relationship between the parties and the circumstances of the case, it is directed that *subject* to the appellant (judgment-debtor) depositing Rs.10 lacs (out of Rs.13.90 lacs of the principal decretal amount) with the Registrar General of this court within 02 weeks from today, the effect and operation of *order dated 08.08.2025* passed in the execution proceedings shall remain *stayed*, till the next date of hearing before this court.
32. The Registrar General is directed to retain the amount deposited in the form of a fixed deposit in a nationalised bank, initially for a period of 01 year; to be renewed for the same period from time-to-time, without awaiting any further directions from this court in that behalf, unless otherwise directed by the court.
33. The Registry is directed to bring to the notice of this court any non-compliance with the directions issued above.



34. Re-notify on 10th November 2025 before the learned Joint-Registrar for completion of pleadings in CM APPL. No. 48124/2025.
35. List before court thereafter.
36. It is made clear that *no stay* has been granted on the effect and operation of impugned judgment and decree dated 24.03.2025.
37. A copy of the order be given *dasti* under signatures of the Court Master.
38. The date of 23.09.2025 given earlier, stands cancelled.

ANUP JAIRAM BHAMBHANI, J

AUGUST 19, 2025

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