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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ LA.APP. 65/2019

UNION OF INDIA

..... Appellant

Through: None

versus

RAM ASHRE (DECEASED) THR LRS & ORS Respondent

Through: Mr. Arun Chaudhary, Adv. for R-1(a)
Mr. Sushil Kumar, Adv. for R-2(a),
2(c), 2(d), 3(a), 3(c), 4(a)

CORAM:

REGISTRAR GENERAL SH. RAVINDER DUDEJA

ORDER

23.05.2022

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1. There is no appearance on behalf of the appellant and respondent No.6/DDA.

2. Despite opportunity, respondent No.6/DDA has not specified the proportionate share of all the concerned respondents for assessment whether the security being tendered by the respondent is good enough to take care of the amount in question or not. Let court notice be issued to the appellant as well as to respondent No.6/DDA through all modes including physical mode.

Security of respondent No.1(a)/Prithvi Raj

3. Sub-Registrar, Tehsil, Hodal & District Palwal sent a report through email, which is again with respect to Kila No.23 (7-9) and does not match with the property details furnished in the sale documents of Ms. Gyanwati/surety of respondent No.1(a). Moreover, the same is undated and



is not bearing the diary number of the office of the Sub-Registrar, Tehsildar Hodal, and District Palwal. Fresh court notice be issued to Sub-Registrar, Tehsildar Hodal, and District Palwal by all modes including physical mode to depute some responsible officer/official to appear on the next date alongwith clear report. The Registry is directed to annex the copy of the documents alongwith the court notice.

4. Despite service, no report has been received from the SDM and Sub-Registrar, Gadoul, Khurd, Sub-Tehsil Kadipur, Tehsil and Sub Division Gurugram, District Gurugram in respect of property/land furnished as security by Ms. Suman Lata/surety on behalf of respondent No.1(a). Fresh court notice be issued to SDM and Sub-Registrar of village Gadouli Khurd, Sub-Tehsil Kadipur, Tehsil and Sub Division Gurugram, District Gurugram to depute some responsible officer/official who will appear on the next date alongwith report with regard to ownership, valuation, physical possession and encumbrances, if any, in respect of property mentioned at para no.3 at point ii and iii of order dated 03.03.2022. The registry is directed to annex the copy of the sale deed alongwith the court notice.

5. The learned counsel for the respondent No.1(a) submits that he has filed undertakings of the sureties alongwith photograph of the property/land. However, printout showing its geolocation with coordinates has not been filed. Learned counsel for the respondent undertakes to file the coloured photograph of the property sought to be furnished as security alongwith the printout showing proper geolocation with coordinates. He also undertakes to comply with the remaining directions mentioned in paragraphs 1 and 2 of order dated 03.03.2022.



Security of respondent Nos. 2(a) and 3(a)/Neelam

6. Ms. Neelam/respondent No.2(a) and 3(a) have furnished Indemnity bond and Security bond alongwith undertaking of Mr. Vijender Singh/surety on behalf of Ms. Neelam/respondent Nos.2(a) and 3(a). Learned counsel for the respondent submits that Mr. Vijender Singh/surety has furnished his agricultural property comprising Khasra No.126//6/2, 7/2, 14/1, 15/1, 127//10/2/5, 144//3/2, 8, 13, 18 situated in the Village Barhand, Tehsil Beri, District Jhajjar, Haryana, in which Mr. Virender Singh is the co-owner and holds 6 kanal and 10 marla of land which is about 3660 sq. yds (approx.) as security. However, neither any revenue record nor any registered deed has been furnished. Let the same be filed before the next date of hearing.

Security of respondent Nos. 2(c) and 3(c)/Manju

7. Ms. Manju/Respondent No.2(c) and 3(c) has furnished Indemnity bond and security bond alongwith undertaking of Ms. Geeta Sharma/surety on behalf of Manju/respondent Nos.2(c) and 3(c) and copy of transfer deed in respect of 1/3rd share i.e. 2 Kanal 13.33. marla in the agricultural land comprising in khevati No.669/692, Mustasil No.39, Kila No.5 (8-0), area Kita-01 08 Kanal 00 Marla situated in Waka Siwana Village Khada, Tehsil Patuadi, District Gurugram, Haryana executed by Mr. Ajay Kumar in favour of Ms. Geeta Sharma vide registration No. 1952, Book No.1, Vol. No.194, Page Nos.183.5 and additional copy in additional book No.1 Vol.1440 page Nos.49 to 51 on 22.11.2018 with Sub Registrar, Pataudi.

Security of respondent Nos.2(d) and 4(a)/Pradeep

8. Mr. Pradeep/Respondent No.2(d) and 4(a) has furnished Indemnity bond and security bond alongwith undertaking of Mr. Amit Sharma/surety on



behalf of Pradeep/respondent Nos.2(d) and 4(a) and copy of transfer deed in respect of residential plot bearing Plot No.8, situated in colony Kila Mohalla, Khirki Darwaza, City Bahadurgarh, District Jhajjar, Haryana admeasuring 138.88 sq. yds. executed by Ms. Jagwanti in favour of his son Mr. Amit Sharma, registered vide registration no.9983, Book No.1, Vol. No.1, Page Nos.93 to 95 on 27.12.2021 with Sub Registrar, Bahadurgarh, Haryana.

9. Court notice be issued to the concerned Sub-Registrar and SDM to submit report with regard to ownership, valuation, encumbrances, if any, and physical possession on the abovesaid property and agricultural land mentioned at paragraphs 6 to 8 above. Registry is directed to annex the copies of the documents alongwith the court notice.

10. Learned counsel for respondent undertakes to file the coloured photograph of the property/land alongwith printout showing its proper geolocation with coordinates.

11. Renotify on 27.07.2022.

RAVINDER DUDEJA
REGISTRAR GENERAL

MAY 23, 2022

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