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

\+ LA.APP. 65/2019

UNION OF INDIA .....Appellant

Through: Ms. Musarrat Benazeer Hasmi for Mr. Sanjay Kumar Pathak, St. counsel (Through Physical)

versus

RAM ASHRE (DECEASED) THR LRS & ORS .....Respondent

Through: Mr. Prashant Singh, Adv. for R-1(a), Ms. Suman Lata/Surety and Ms. Gyanwati/Surety in person (Through Physical)
Ms. Garima Jain for Ms. Meghna, Adv. for R-6/DDA (Through Virtual)

CORAM:
REGISTRAR GENERAL KANWAL JEET ARORA

O R D E R

% 09.07.2024

1. The respective share in the decretal amount was already released to the respondent No.1(a)/Prithvi Raj in this case, vide order of this court dated 14.02.2023. The Hon'ble Court vide order dated 20.03.2024 has further directed the release of the interest component also to the respondent No.1(a)/Prithvi Raj as per his share, which is lying deposited in this case subject to furnishing security to the satisfaction of this court.

2. As per office report, an interest amount of Rs.12,08,095/- being the share of respondent No.1(a)/Prithvi Raj, as on 21.05.2024, is lying deposited in the shape of an FDR.

3. The previous sureties, namely, Ms. Suman Lata and Ms. Gyanwati alongwith the respondent No.1/Prithvi Raj are present in the court today and submit that the interest amount lying deposited in this court be also released against the same properties earlier furnished as security in the present case and also accepted by this court vide order dated 14.02.2023 for the release of the amount of Rs.93,28,244.34 to respondent No.1(a)/Prithvi Raj. Their respective statements to this effect have been recorded separately and they have also been identified by their counsel.

4. I have perused the entire record and I have also considered the submissions and the statements made by respondent No.1(a)/Prithvi Raj, and the sureties, namely, Ms. Suman Lata and Ms. Gyanwati today in the court. From the record, it is evident that this court has already released the amount of Rs.93,28,244.34 to the respondent No.1(a)/Prithvi Raj as per his share vide order dated 14.02.2023 against the properties/lands furnished as security by the aforesaid sureties. Record further reveals that the revenue authorities have assessed the lands/properties of the sureties to be valuing Rs.1,17,37,500/- and now the respondent No.1(a)/Prithvi Raj is seeking the release of the interest component also as per his share against the same earlier securities furnished by his respective sureties. As per the report received from the Budget and Accounts Branch, the share of the respondent No1(a) in the deposited interest amount comes to Rs.12,08,095 as on 21.05.2024 (subject to TDS & Pre mature penalty). Apparently, the value of the lands/properties of the sureties as earlier assessed by the revenue authorities is way higher than the amount already released to respondent No.1(a)/Prithvi Raj and is also sufficient to cover the release of the interest amount of Rs.12,08,095/- to respondent No.1(a). *As such, I have no hesitation in releasing the interest*

amount of Rs.12,08,095/- *to the respondent No.(a)/Prithvi Raj against the earlier furnished securities.*

5. In view of the above, Registrar (B&A) is directed to release the interest component also to the respondent No.1(a)/Prithvi Raj as per his share in terms of order dated 20.03.2024 passed by the Hon'ble Court after due verification and receipt.

KANWAL JEET ARORA
REGISTRAR GENERAL

JULY 9, 2024
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Click here to check corrigendum, if any