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

+ CS(OS) 563/2025 & I.A. 21022/2025, 21024-27/2025

ANUJEET GARG AND ANR.Plaintiffs

Through: Mr. Anuj Kapoor, Mr. Nandeesh
Nanda and Mr. Shivom Sethi, Advs.

versus

ARVINDER SINGH BAINSDefendant

Through: Mr. Aayush B. Paranjpe, Adv.

+ TEST.CAS. 23/2024

ARVINDER SINGH BAINS & ORS.Petitioners

Through: Mr. Aayush B. Paranjpe, Adv.

versus

STATE OF NCT OF DELHI & ORS.Respondents

Through: Mr. Anuj Kapoor, Mr. Nandeesh
Nanda and Mr. Shivom Sethi, Advs.
for R-2 & R-3.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

% **25.03.2026**

1. Mr. Anuj Kapoor, learned counsel for the plaintiffs has invited attention of the Court to the affidavit filed by the defendant pursuant to the order dated 16.12.2025 passed by this Court. He submits that as per the said affidavit, the amount received by the defendant in his capacity as nominee, as well as, joint holder in certain accounts of deceased father comes to Rs. 2,12,40,835/-.
2. He submits that this amount is on the basis of the disclosure made in the affidavit. Besides that there are certain other assets which have not been so disclosed in the affidavit.
3. The reliance has also been placed by Mr. Kapoor on the following decisions of this Court to contend that under Order XXXIX Rule 10 CPC



read with Section 151 CPC, the defendant is liable to deposit the share of the plaintiffs in this Court:

(i) Deepak Singh vs Gurbani Singh and Another; 2024 SCC OnLine Del 3347; and

(ii) Gita Abhyankar vs. Vikram Abhyankar & Ors.; 2010 SCC OnLine Del 1407.

4. Mr. Aayush B. Paranjpe, learned counsel for the defendant prays for time to seek instructions.

5. At request, list on 06.04.2026.

VIKAS MAHAJAN, J

MARCH 25, 2026/dss