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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **EX.P. 161/2014**
YOGESH C SAGAR

..... Decree Holder
Through Mr. Rishad A. Chowdhary, Adv.

versus

MODERN NEW KAPOOR JEWELLERS PVT & ANR
..... Judgement Debtors
Through Ms. Rama Kapoor, AR of J.D. No.1

CORAM:
HON'BLE MS. JUSTICE INDERMEET KAUR

ORDER

% **25.04.2017**

Ex.Appl. (OS) No.249/2016 in EX.P. 161/2014

By way of this application, the decree-holder is seeking a direction that the amount attached from the account of judgment-debtor No.1 company maintained with Barclays Bank, 14, Eros Corporate, Nehru Place (959720) be released in favour of the decree-holder as this amount is now lying credited by judgment-debtor No. 1 in the form of interest bearing FDRs in the name of the decree-holder with the Registrar General of this Court. This has been so mentioned in the order dated 23.02.2017. The amount is Rs.35,50,000/-. This has also been mentioned in the said order. This application has been filed in March, 2016 and notice of this application has already been issued to judgment-debtor No.1; in fact the representative of judgment-debtor No. 1 was appearing on the previous date. Ms. Rama Kapoor, authorized representative of judgment-debtor No. 1 is also present today. She has no objection to the prayers made in the



application. Accordingly, the amount of Rs.35,50,000/- (lying in the name of the decree-holder with the Registrar General of this Court in an interest bearing FDR) shall be released in favour of the decree-holder on the decree-holder furnishing an indemnity bond.

List before the Registrar General for compliance on 04.05.2017.

Meanwhile, the affidavit of judgment-debtor No. 1 which is on record be furnished to the learned counsel for the decree-holder. Learned counsel for the decree-holder is also permitted to inspect the record and obtain the copy of the said affidavit. He submits that he will further the details of other properties of judgment-debtor No.1 and move an application in this regard.

List on 05.09.2017.

INDERMEET KAUR, J

APRIL 25, 2017

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