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

+ W.P.(C) 147/2025 and CM APPL.691/2025 (Stay)

NITIN KUMAR & ANR.

.....Petitioners

Through: Mr. Mrinal Kumar Sharma, Mr.
Waize Ali Noor, Mr. Mohammad
Shahrukh, Advs.

versus

GOVT. OF NCT OF DELHI & ANR.

.....Respondents

Through: Mr. Dhruv Rohtagi, Adv.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

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09.01.2025

CM APPL.692/2025 (Exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

W.P.(C) 147/2025 and CM APPL.691/2025 (Stay)

3. The present petition assails an attachment order dated 27.04.2022 issued by the SDM, Dwarka inasmuch as it attaches the property of the petitioners admeasuring 1 Bigha bearing Khasra No. 37/5 situated in Village Pandwala Khurd, Tehsil, Kapashera, New Delhi.
4. It is submitted that the aforesaid land was purchased by the petitioner vide registered sale deed dated 20.05.2017 from the respondent no.2 i.e. M/s. Kamp Developers.
5. Pursuant to certain orders being passed against M/s. Kamp Developers recovery certificates were issued against them. It is in pursuance to the proceedings initiated for execution of the said recovery certificates



that the assets of M/s. Kamp Developers were purported to be attached. It is submitted that in the process, the property of the petitioner was inadvertently attached overlooking the fact that M/s. Kamp Developers is no longer the owner of the property and the petitioners had purchased the same as far back as in 2017.

6. Learned counsel as aforesaid accepts notice on behalf of the respondent no.1.
7. Issue notice to the respondent no.2 through all permissible modes, including electronically. *Dasti* in addition.
8. Let reply, if any, be filed within a period of four weeks from today and rejoinder thereto be filed within a period of two weeks thereafter.
9. List on 22.04.2025.

SACHIN DATTA, J

JANUARY 9, 2025/uk