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

+ **CONT.CAS(C) 1932/2025 & CM APPL.80530/2025 (Direction)**
REKHA GUPTAPetitioner

Through: Mr. Mohit Chadha, Mr. Sagar Aggarwal and Ms. Kanika Baweja, Advocates.

versus

SHANKAR PRASAD & ANR.Respondents

Through: Mr. Yugant Kuhar, Advocate (through Vc).

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

19.12.2025

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1. This hearing has been done through hybrid mode.
2. The present petition under Article 215 of the Constitution of India, 1950, read with Section 2(b) and 12 of the Contempt of Courts Act, 1971 seeks the following prayers: -

“a) Initiate appropriate contempt proceedings against the Respondent under Article 215 of the Constitution of India read with Sections 2(b) and 12 of the Contempt of Courts Act, 1971, for his deliberate, wilful, and contumacious non-compliance of the Settlement Agreement dated 26.03.2025; and

b) Direct the Respondent to immediately handover the possession of the property bearing no. 715/1, C-98/1 Plot No.2, Revenue Estate Village Chattarpur, Khasra No. 714 04-07, 715/2, New Delhi-110074 comprising of Basement Floor and Ground Floor; and

c) Direct the Respondent to immediately pay the outstanding amount of Rs.16,19,000/- (Rupees Sixteen Lakh Nineteen Thousand Only) along with applicable interest, costs, and expenses to the Petitioner; and



- d) Direct the Respondent to pay the due rent of Rs. 1,61,000/- (Rupees One Lakh Sixty-One thousand only) as due towards rent due w.e.f. 01.12.2025 till handing over of possession of the subject property; and
- e) Direct the Respondent to clear the electricity dues towards the subject property; and
- f) Direct the Respondent to pay Rs. 5,000/- (Rupees Five Thousand Only) per day till the date of handing over of possession of the subject property by the Respondent to the Petitioner; and
- g) Pass such other order/s as this Hon'ble Court may deem fit and proper in the interest of justice.”

3. It is pointed out that *vide* settlement agreement dated 26.03.2025, arrived at between the petitioner and respondent under the Commercial Courts (Pre-Institution Mediation and Settlement) Rules, 2018-Rule 7(I)(vii) before the Mediation Centre, Saket Courts, Delhi, the respondent has not abided by his obligation and has not paid the rent of premises from July 2025. It is further pointed out that out of 4 cheques, which have been handed over in terms of the Clause 3 of the aforesaid agreement, 2 cheques have been dishonoured.

4. Issue notice.

5. Learned counsel for the respondent accepts notice. Let a compliance affidavit be filed before the next date of hearing. In case of non-compliance, the respondent shall remain present before the Court on the next date of hearing.

6. List on 21.04.2026.

AMIT SHARMA, J

DECEMBER 19, 2025/bsr