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

+ RC.REV. 16/2026, CAV 16/2026 & CM APPL. 2379/2026,
2381/2026, 16661/2026

M/S GURBUX SINGH AND SONS

.....Petitioner

Through: Mr. Kirtiman Singh, Sr. Adv. with Mr.
Mansimran Singh, Ms. Ritu Tiwari,
Advs.

versus

YOGESH KAPOOR

.....Respondent

Through: Mr. Manish Vashishth, Sr. Adv. with
Mr. P.K. Rawal, Mr. Tarun Agarwal,
Mr. Vedansh Vashishth & Mr. Akhil
Singh, Advs.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

% **24.03.2026**

1. This hearing has been done through hybrid mode.

CM APPL. 18219/2026

2. The present application under Section 151 of the CPC seeks the following prayers:-

(i) Direct the respondents specifically respondent no.1 to accept the aforementioned demand drafts bearing nos. 661000 and 297415 in the sum of Rs 25,000/- (Twenty five thousand only) each towards use and occupation charges for the month of January 2026 and February 2026 respectively as well as in future; or in the alternative

(ii) permit the applicant/petitioner to deposit the use and occupation charges for the month of January 2026 and February 2026 as well as in future, (if so directed) with this Hon'ble Court.



(iii) Pass such other and further order(s) as this Hon'ble Court may deem fit and proper in the facts and circumstances of the present case.”

3. It is pointed out that in pursuance of the order dated 14.01.2026, the petitioners had prepared a demand draft in the name of ‘Kunj Bihari Lal (HUF)’, which was not accepted by the respondents.

4. Learned Senior Counsel appearing on behalf of the petitioner submits that without prejudice to their rights and contentions, the demand draft in the name of the respondent-Yogesh Kapoor have been prepared and handed over for the months of January to March, 2026 for a sum of Rs. 25,000/- each, which is accepted by learned Senior counsel for the respondent and submits that further payment shall be made in the name of the respondent.

5. The application is disposed of.

CM APPL. 17152/2026

6. The present application on behalf of respondent under Section 151 of the CPC on behalf of the respondent seeks the following prayers:-

“a) Direct the petitioners to strictly comply with the order dated 14.01.2026 and to pay the use and occupation charges in the name of the respondents;

b) Direct the petitioners to pay use and occupation charges at the prevailing market rate, which is not less than Rs.2,75,000/- per month, considering the rental value of similar premises in the same locality;

c) Pass such other or further order(s) as this Hon’ble Court may deem fit and proper in the facts and circumstances of the present case.”



7. Issue notice.
8. Learned counsel for the petitioner/non-applicant accepts notice.
9. Reply, if any, be filed before the next date of hearing.
10. Renotify on 04.05.2026.

RC.REV. 16/2026, CAV 16/2026 & CM APPL. 2379/2026, 2381/2026, 16661/2026

11. Reply/response has been placed on record. Rejoinder, if any, be filed before the next date of hearing.
12. Renotify for hearing on the application for user and occupation charges on 04.05.2026.
13. Interim order to continue.

AMIT SHARMA, J

MARCH 24, 2026/nk/ah