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

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+ CCP(CO.) 8/2018

RISHI NARANG

..... Petitioner

Through: Mr. Amit Goel, Advocate.

versus

BHIM YADAV & ANR.

..... Respondents

Through: Mr. Abhay Pratap Singh,  
Advocate.

Mr. Kunal Sharma and Mr.  
Shubhendu Bhattacharya,  
Advocates for OL.

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+ CO.PET. 98/2016 & CO.APPL. 425/2016, CO.APPL. 680/2017  
CO.APPL. 290/2019, CO.APPL. 563/2019, CO.APPL.  
690/2019, CO.APPL. 176/2021, CO.APPL. 178/2021,  
CO.APPL. 185/2023, OLR 173/2019, OLR 174/2019, OLR  
17/2023

RISHI NARANG

..... Petitioner

Through: Mr. V.M. Popli, Advocate  
along with Mr. Dhiraj Popli, LR  
of the petitioner.

versus

FALCON REALTY SERVICES PRIVATE LIMITED & ANR.

..... Respondents

Through: Mr. Kunal Sharma and Mr.  
Shubhendu Bhattacharya,  
Advocates for OL.

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+ CO.PET. 99/2016 & CO.APPL. 426/2016, CO.APPL. 427/2016  
CO.APPL. 682/2017

SANJEEV JAIN

..... Petitioner

Through: Mr. Amit Goel, Advocate.



versus

FALCON REALTY SERVICES PRIVATE LIMITED

..... Respondent

Through: Mr. Kunal Sharma and Mr.  
Shubhendu Bhattacharya,  
Advocates for OL.

**CORAM:**

**HON'BLE MR. JUSTICE DHARMESH SHARMA**

**ORDER**

**15.02.2024**

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1. Mr. Bhim Yadav is not present in Court today. Learned counsels appearing for the respondent/Mr. Bhim Yadav/ex-director of the respondent/company request for an accommodation stating that they have been engaged only a day before.
2. Learned counsel appearing for the petitioner has alluded to the order dated 15.11.2022 passed in CO.PET. 98/2016 whereby, this Court had observed that the statements made at the behest of Mr. Bhim Yadav, that all outstanding dues of the petitioners have been settled, have been found to be incorrect, and therefore, a contempt notice was issued to him with a direction to appear before this Court on 03.02.2023. Mr. Bhim Yadav was not present on that day. However, a request was made on his behalf to enable the ex-director to file an additional affidavit to clarify his stand. It appears that in the interregnum, CO. APPL. 185/2023 has been filed by the applicant/Mr. Bhim Yadav seeking condonation of delay of 35 days in filing the affidavit.
3. The copies of the application along with affidavit have not been supplied to the learned counsel for the petitioner. Let the same be supplied to him (hard/soft copy) forthwith.



4. Mr. Bhim Yadav is directed to remain present in person on the next date of hearing.
5. It is further submitted by the learned counsel appearing on behalf of Mr. Bhim Yadav that all outstanding dues, rather, in excess have been paid to the petitioner and majority of allottees.
6. The stand taken by learned counsel for the applicant/Mr. Bhim Yadav appears to be contradictory, as on the one hand they are saying that excess payments have been made to workmen and allottees while on the other hand they are saying that they have made payments to the allottees, which needs to be clarified. Let an affidavit in this regard be filed.
7. At this stage, it is noted that learned Standing Counsel appearing for the Official Liquidator seeks some time to file status report in compliance to the previous order of this Court dated 15.11.2022. Let the same be filed within four weeks from today. The status report should include status with regard to what measures have been taken to consider the claim of various parties in the present matter.
8. Re-notify on 19.03.2024.

**DHARMESH SHARMA, J.**

**FEBRUARY 15, 2024/ck**