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

+ **CS(OS) 2139/2014**

SANGEETA SHEKHAWAT & ANR

.....Plaintiffs

Through: Ms. Nitika Khanna, Advocate for P-1
Mr. M.A. Niyazi, Ms. Anamika Ghai
Niyazi and Ms. Kirti Bhardwaj,
Advocates for P-2/Anita Vedi

versus

ANIL VEDI & ORS

.....Defendants

Through: Mr. Amol Sharma, Advocate for D-
3/SCB
Mr. Karun Mehta, Mr. Yugam
Taneja, Ms. Kaarunya Lakshmi,
Advocates with Mr. Lalit Suri, AR of
Aditya Birla Sunlife AMC

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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02.08.2024

1. Mr. Niyazi, the learned counsel appearing on behalf of the plaintiff no.2 submit that the present is a suit for partition.
2. He submits that in so far as the relief of partition is concerned, the only contesting parties to the suit are plaintiffs and defendant no. 1. He submits that a preliminary decree has already been passed and a Local Commissioner has been appointed to partition the properties by metes and bounds and to resort to other modalities in the event the suit property cannot



be partitioned by metes and bounds. According to him, the Local Commissioner is exploring the possibility of partitioning the suit properties.

3. He submits that another aspect which needs to be dealt with in the present case is with regard to the siphoning off an amount of Rs. 51 lakhs which were illegally withdrawn from the account of late Harbhajan Singh Vedi, despite the stay order passed by this Court. He invites the attention of the Court to the order dated 26.04.2024 wherein the parties were directed to file a short synopsis on this aspect of the matter.

4. He submits that the financial institutions who were put to notice with regard to aforesaid aspect have not been appearing. At this stage, Mr. Karun Mehta, Advocate submits that he is appearing on behalf of Aditya Birla Sun Life AMC and he has been regularly appearing.

5. However, since there is no appearance on behalf of the Union of India / SEBI / CAMS / ICICI / EOW, therefore, the court notice has to be sent to their counsels.

6. Accordingly, court notice (without process fee) be noticed to the respective counsels of Union of India / SEBI / CAMS / ICICI / EOW, whose names have been mentioned in the earlier orders passed by this Court.

7. Learned counsel appearing on behalf of plaintiff no. 2 also refers to order dated 23.04.2024, more particularly para 8(v) to contend that certain amounts are lying deposited with this Court in the present suit and directions have already been given to the learned Registrar General to remit 1/3rd equal share to the bank accounts of the parties mentioned therein. He submits that directions may be given to expedite the remittance.

8. In view of the above, learned Registrar General is requested to expedite the remittance of one-third equal share to each of the bank accounts



in terms of para 8(v) of order dated 23.04.2024.

9. Re-notify on 13.11.2024.

AUGUST 2, 2024
‘rs’

VIKAS MAHAJAN, J