



\$~100

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

+ O.M.P.(EFA)(COMM.) 6/2016

DAIICHI SANKYO COMPANY, LIMITEDDecree Holder

Through: Mr. Arvind Nigam, Senior Advocate
with Mr. Nabik Syam and Mr. Rohan Jaitley,
Advocates.

versus

MALVINDER MOHAN SINGH AND ORS.Judgement Debtors

Through: Mr. Prateek Chadha, Mr. Sreekar
Achuri, Ms. Surbhi Soni and Mr. Aniket
Chauhaan, Advocates for Applicant in
EX.APPL.(OS) 721/2025.

CORAM:
HON'BLE MS. JUSTICE JYOTI SINGH

ORDER
05.05.2025

%

EX.APPL.(OS) 721/2025 (u/O XXI Rule 58 r/w Section 151 of CPC, 1908)

1. This application is preferred on behalf of the applicant/Aahaan Structures LLP/Objector in the present execution petition for release of subject properties: (a) part of the entire property i.e., 290 min (1-1-1/2) and (b) 292 (4-16), Village Gadaipur, Tehsil Hauz Khas, Mehrauli, Delhi wholly, including attachment of the property made vide order dated 22.03.2021.
2. Issue notice.
3. Mr. Nabik Syam, learned counsel accepts notice on behalf of the non-applicant.



4. It is stated in the application that the charge in respect of the subject property was duly registered by Vitoba Realtors Pvt. Ltd. in favour of IHFL on 25.03.2015, which is much prior to pronouncement of the arbitral award under execution. The charge was registered for a total loan amount of Rs. 33 crores borrowed under two separate Loan Agreements by RHC Holdings Pvt. Ltd. and Vitoba Realtors Pvt. Ltd.

5. Mr. Arvind Nigam, learned Senior Counsel appearing on behalf of non-applicant/Decree Holder, on instructions, does not oppose the application.

6. Accordingly, for the reasons stated in the application as well as in view of the no objection by the Decree Holder, the application is allowed, directing release of the aforementioned properties, including attachment thereof and order dated 22.03.2021 is modified to this extent.

7. Application stands disposed of.

EX.APPLs.(OS) 2910/2022, 2909/2022 and 2967/2022

8. Mr. Prateek Chadha, learned counsel for the applicants seeks to withdraw these applications.

9. Accordingly, these applications are disposed of as withdrawn.

JYOTI SINGH, J

MAY 5, 2025
S.Sharma