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

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

DAIICHI SANKYO COMPANY LIMITED ..... Decree Holder

Through: Mr. Arvind K. Nigam, Senior Advocate with Mr. Giriraj Subramaniam, Mr. Nabik Syam, Ms. Samridhi Hota, Mr. Shivam Chanana, Ms. Anindita Barman, Ms. Astha Ahuja, Ms. Shryra Hoon, Mr. Tanmay Arora, Mr. Kunal Chatterji, Mr. Rohan Jaitley and Mr. Angish Aditya, Advocates.

versus

MALVINDER MOHAN SINGH AND ORS. .... Judgement Debtors

Through: Mr. Harish Salve, Senior Advocate with Mr. Rajiv Nayyar, Sr. Advocate with Ms. Shyel Trehan and Mr. Gaurav Vutts, Mr. Pranav Sarthbi, Ms. Krushi Barfiwala, Mr. Hitesh Jain, Ms. Shivalika Rubrabatla and Mr. Rohan Poddar, Advocates for One Qube Realtors.  
Mr. Jayant Kumar Mehta, Senior Advocate, Mr. Saurabh Agrawal, Mr. Debarshi Dutta, Mr. Rajat Pradhan and Mr. Arjun Mookerjee, Advocates.

**CORAM:**

**HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI**

**ORDER**

**15.10.2024**

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At the outset, learned counsel appearing for the parties are informed that an intern, who has recently joined the office of the undersigned, is



acquainted with respondent No. 5, who (latter) is related to judgment-debtor No. 1.

Learned counsel for all parties submit, that they have no objection if the undersigned continues hearing the present matter.

**EX.APPL.(OS) 1605/2024**

By way of the present application filed under Order XXI Rules 58 and 59 of the Code of Civil Procedure 1908, the applicant/Axis Trustee Services Limited seek to object to the attachment and sale of the property that is subject matter of EX.APPL.(OS) No. 181/2024.

Mr. Jayant Mehta, learned senior counsel appearing for the applicant submits, that the applicant is entitled to be heard in the matter since they are the trustees of the lender to whom the subject property stands mortgaged by way of a registered mortgage deed.

Mr. Arvind K. Nigam, learned senior counsel appearing for the decree-holder opposes issuance of notice on the present application.

The application would be considered upon conclusion of arguments in EX.APPL.(OS) No. 181/2024.

**EX.APPL.(OS) 181/2024**

Mr. Harish Salve, learned senior counsel appearing for the applicant has made submissions in rejoinder.

For further submissions by Mr. Salve, re-notify on 29<sup>th</sup> October 2024.

**ANUP JAIRAM BHAMBHANI, J**

**OCTOBER 15, 2024**

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