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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ **LA.APP. 178/2018**

SARKAR DAULAT MADAR MAKBUJA
(KHERA KHURD)

.....Appellant

Through: Ms. Nidhi Narwal, Adv.
(through VC)

versus

UNION OF INDIA & ORS

.....Respondents

Through: Mr. Sanjay Kumar Pathak, SC
with Mr. M.S. Akhtar, Adv. for
R-1.

Mr. A.K. Singla, Senior
Advocate with Mr. Abhimanyu,
Adv. for R-2 to 5.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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08.07.2026

CM APPL. 22056/2024

1. Through the present application, the applicants / Respondent
Nos. 2 to 5 pray as under :

*“a. Allow the present application thereby directing the District
Nazir to calculate the 80% share as awarded to Respondent
No. 2 to 5 and release/remit the amount to the Respondents
No.2 to 5, as decided in Judgment dated 02.07.2018 passed by
the Hon’ble Court of Sh. Neeraj Guar, ADJ-01, North, Delhi.*

*b. Any other order as this Hon’ble Court deems fit, in the interest
of justice.”*

2. The applicants seek release of the amount deposited before the
learned Reference Court, which is objected by the learned counsel for
the appellant, who claims to be entitled for the entire amount.



3. By the impugned judgment, the learned Reference Court has apportioned 20% in favour of the appellant and 80% in favour of Respondent Nos. 2 to 5, that is, the applicants.

4. Learned senior counsel for the applicants submits that the matter has been pending for the last eight years and the same has been getting adjournment for some reason or the other. He submits that the applicants are willing to give a bank guarantee for the amount that will be directed to be released in their favour.

5. Today also, an adjournment is sought on behalf of the appellant.

6. Considering the aforesaid, this Court considers it apposite to direct release of 50% of the amount lying deposited before the learned Reference Court in favour of Respondent Nos. 2 to 5, on their furnishing a bank guarantee to the satisfaction of the learned Reference Court.

7. The present application is disposed of in the aforesaid terms.

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8. List for arguments on 14.10.2026.

AMIT MAHAJAN, J

JULY 8, 2026

'KDK'