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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ EX.P. 56/2017 & EX.APPL.(OS) 27/2018, EX.APPL.(OS)
167/2019, EX.APPL.(OS) 168/2019, EX.APPL.(OS) 225/2019,
EX.APPL.(OS) 265/2019, EX.APPL.(OS) 943/2020,
EX.APPL.(OS) 3707/2022, EX.APPL.(OS) 810/2024
SH. DEEPAK ARORA & ORS

.....Decree Holders

Through: Mrs.Kajal Chandra &
Mr.Abhishek Chhabra, Advs.

versus

SMT. KAVITA ARORA & ORS

.....Judgement Debtors

Through: Mr.C. Mohan Rao, Sr. Adv.
with Mr.Ankur Gupta,
Ms.Nitya Sharma & Mr.Lokesh
Kumar Sharma, Advs. for JD-1
to JD-5.
Ms.Vandana Khurana, Adv. for
JD-6 to JD-14.
Mr.Deepak Kapoor, proxy
counsel for Ms.Rupali
Srivastava, Adv. for Union
Bank of India.
JD nos. 1, 2, 4 & 5 present in
person.

CORAM:
HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER
21.08.2024

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1. The learned counsel for Union Bank of India appears before this Court. He submits that the documents for the credit facility will be filed during the course of the day. Let a copy of the documents be also



supplied to the counsels for the Decree Holders and the Judgment Debtors.

2. Once the documents are filed, the bank need not appear in these proceeding unless further required by this Court.

3. The learned senior counsel for the Judgment Debtor nos.1 to 5 had requested for the said Judgment Debtors to be given one additional month to vacate the property in question, that is, F-55 & F-56, Kamla Nagar, Delhi-110007. The Judgment Debtor nos.1 and 2 state that they are the only persons who are residing at the abovementioned property. They submit that the Judgment Debtor nos.3, 4 and 5 are not residing there.

4. They further submit that they shall hand over the vacant physical possession of the subject property to the learned Local Commissioner appointed by this Court *vide* Order dated 29.01.2024 on or before 30.09.2024.

5. Their undertaking to this Court to the above effect has been recorded separately. They shall remain bound by the same.

6. The Judgment Debtor nos.4 and 5 are also present in the Court and they confirm that they are not residing at the abovementioned property. They have signed a copy of this Order in token of acceptance of their statement.

7. As far as the Judgment Debtor no.3 is concerned, the Judgment Debtor nos.1, 2, 4 and 5 state that presently she is not in India, however, even otherwise she is not residing at the subject property.

8. In view of the above statements, the Judgment Debtor nos.1 and 2 are directed to handover the vacant physical possession of the



subject property to the learned Local Commissioner on or before 30.09.2024.

9. List before the Court on 1st October, 2024.

NAVIN CHAWLA, J

AUGUST 21, 2024/rv/ns/SJ

Click here to check corrigendum, if any