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

+ RFA 968/2016

AMRIK SINGH RATHOR

.....Appellant

Through: Mr. Gurvinder Singh, Advocate
(M:9868873138)

versus

RANJIT KAUR (DECEASED) THR LRS & ORSRespondents

Through: Mr. Harsh Vardhan Sharma,
Advocate for respondent no. 3
Ms. Shivani Luthra Lohiya, Advocate
for R-5 (M:9910031323)

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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27.08.2025

CM APPL. 53493/2025

1. The present application has been filed on behalf of the appellant seeking directions to restrain respondent no. 3 from leaving the jurisdiction of this Court without furnishing sufficient security to satisfy the appellant's claim.
2. It is submitted that *vide* order dated 28th April, 2025, this Court had allowed the application of respondent no. 3, thereby, granting permission to respondent no. 3 to sell the property in question.
3. It is submitted that respondent no. 3 had stated that she shall be leaving the country forever to live with her children in Canada, after selling the subject property.
4. Thus, it is submitted that respondent no. 3 is planning to leave the jurisdiction of this Court and has been disposing of her properties.



5. It is further submitted that the appellant is claiming 50% share in the subject property and legal heirs of the deceased brother of the appellant being, *inter alia*, respondent no. 2, is before this Court as well.
6. Thus, it is submitted that if the appellant succeeds in the present appeal and a decree is passed in favour of the appellant, the appellant would not be in a position to execute the said decree.
7. Thus, the present application has been filed for directions to the respondent no. 3 to furnish sufficient security to satisfy the appellant's claim.
8. Issue notice. Notice is accepted by learned counsel for the respondent no. 3, who prays for and is granted liberty to file reply.
9. Let reply be filed within a period of four weeks. Rejoinder thereto, if any, be filed within a period of two weeks, thereafter.
10. Re-notify on the date already fixed, i.e., 15th October, 2025.

MINI PUSHKARNA, J

AUGUST 27, 2025/au