

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Civil First Appeal No. 1298/2024

Siya Ram Khandelwal S/o Late Shri Jagannath Prasad
Khandelwal,

----Appellant

Versus

M/s Raghukul Housing And Developers Pvt. Ltd. and Anr.

----Respondents

For Appellant(s) : Mr. Mahesh Gutpa

For Respondent(s) : Mr. Yash Sharma

HON'BLE THE ACTING CHIEF JUSTICE MR. SANJEEV PRAKASH SHARMA

HON'BLE MRS. JUSTICE SANGEETA SHARMA

Order

06/01/2026

The matter comes up on application moved by the respondents in terms of the judgment passed by the Hon'ble Supreme Court in **M/s Raghukul Housing and Developers Pvt. Ltd. Vs. Siyaram Khandelwal & Anr. [Special Leave to Appeal (c) No.29638/2025]**, wherein the Hon'ble Supreme Court granted liberty to the respondents to move appropriate application in terms of the judgment passed by the Hon'ble Supreme Court in **Lifestyle Equities C.V. & Anr. Vs. Amazon Technologies, 2025 SCC OnLine SC 2153**.

We notice that so far as the appeal is concerned, the appellant has already deposited the amount of Rs.21,00,000/-, which has been withdrawn by the respondents. The claim of the respondents, as per the judgment impugned, is of an amount of Rs.68,83,000/- which includes the interest as on the date when the matter was taken up by the Hon'ble Supreme Court and in view thereto, they approached the Hon'ble Supreme Court for allowing them to release the interest amount also. However, we

find that Hon'ble Supreme Court in the case of **M/s Raghukul Housing and Developers Pvt. Ltd. (supra)** has passed following order:-

"6. We are of the view that we should permit the petitioner to go back to the High Court with an appropriate application and make good its case that insofar as the balance amount is concerned at least the respondents may be asked to furnish some tangible security.

7. For this purpose, the learned counsel may even place reliance on the decision of this Court referred to above."

Considering the opinion and view taken by the Hon'ble Supreme Court, we direct the appellant to furnish a solvent security of the amount of the interest as accrued on the principal amount of Rs.21,00,000/- till date. Such solvent security shall be furnished within a period of two weeks henceforth. If the solvent security is not furnished within the said period, interest amount shall also be deposited by the appellant in the Court, which can be retrieved by the respondents, subject to submitting solvent security of that amount. So far as the amount of Rs.21,00,000/- already released in favour of the respondents is concerned, it goes without saying that the same is subject to decision of the present appeal.

In view thereto, both the applications (Nos.2/2025 and 3/2025) moved by the appellant as well as by the respondents stand disposed of.

List after four weeks.

(SANGEETA SHARMA),J

(SANJEEV PRAKASH SHARMA),ACJ