

25. Harish Capoor etc vs M/s. Vatika Limited E-4171-20204

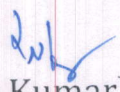
Present: Mr. Varun Kathuria, Advocate for DH.
Mr. Shivaditya Mukherjee, Advocate for the JD.

On previous date, JD was directed to disclose its assets/properties including bank account and unsold inventories which can be attached to realize the decretal amount by filing an affidavit to be sworn by anyone from its directors preferably by Managing Director, till today. There are several (number in 100) execution petitions against same JD. In similar direction, same is in habit of filing incomplete affidavit. Learned counsel intends to file similar affidavit, which is incomplete. Two immovable properties are mentioned in it, which are out of town and are stated to have been attached in so many cases. Nothing is mentioned about other properties particularly bank account about which direction was given on previous date, which is not compliance of order.

As per order XXI Rule 41 (3) CPC in case of disobedience in such a manner, JD/directors of JD can be detained in civil prison for a period not exceeding three months.

As requested by learned counsel for DH, issue warrants against directors of JD to be executable by bailiff of authority till next date. Directors of JD be taken into custody and be produced before this forum on or before next date.

To come on 20.05.2025 for further proceedings.


(Rajender Kumar)
Adjudicating Officer,
11.02.2025