

Present : Mr. Sukhbir Yadav, Advocate for DH

Mr. Shivaditya Mukherjee, Advocate for JD

Certain objections are filed on behalf of JD. Copy given to learned counsel for DH. Heard. It is submitted by learned counsel for JD that through order under execution, her client has been directed to pay arrears of amount of assured return at the rate Rs. 26000/- per month but as per MOU his client was liable to pay a sum of Rs. 19,500/- per month only. Learned counsel referred to para no.14 of page 13 of order dated 22.05.2024.

Even if the authority has mentioned said fact, same are pleadings of the parties and not order of the Authority. Admittedly, the Authority has directed respondent to pay arrear of amount of assured return at Rs.26000/- per month. Being executing forum, the A.O. cannot go beyond the order. Objection in this regard is dismissed.

Learned counsel for DH submitted that no amount has been paid by JD till now. He (Learned counsel) requests to attach bank account of JD i.e., account No. 017266200000021 with Yes Bank Limited, DLF Cyber City, Gurugram. According to her, this is not an escrow account, attached with any project of JD..

Considering abovesaid facts, request is allowed. The said bank account of JD is attached to the extent of decretal amount i.e. Rs. 18,94,310/-. Manager of said Bank be directed not to allow withdrawal of any amount from this account, leaving balance less than decretal amount. Report of Bank Manager about balance in this account be called

till next date. A copy of this order be sent to said Bank Manager for compliance. Another copy be provided to DH (as requested) to be served upon Bank Manager.

To come on 18.04.2025 for further proceedings.

(Rajender Kumar)
Adjudicating Officer,

14.11.2024