

OFFICE OF THE DISTRICT & SESSIONS JUDGE NORTH DISTRICT :: ROHINI COURTS

CIRCULAR

Consequent upon the directions conveyed in Execution Petition No. 275/2012 viz. M/s Bhandari Engineers & Builders Pvt. Ltd. (Decree Holder) V/s M/s Maharia Raj Joint Venture & Ors. (Judgment Debtors) & Execution Petition No. 276/2012 viz. Bhandari Engineers & Builders Pvt. Ltd. (Decree Holder) V/s M/s You One Maharia (JV) Delhi & Ors. passed by Hon'ble Mr. Justice J.R. Midha, Judge, Hon'ble High Court of Delhi vide order dated 5th December 2019, attention of all the Judicial Officers of Civil Jurisdictions of both the districts viz. North & North-West are hereby drawn towards the directions passed in Para 57 to 59 of the order which are as under: -

1. **Vide para 57:** all the courts shall have to implement the directions contained in the judgment with immediate effect by directing the judgment debtor to file affidavit of assets and income on the date of cause of action, date of decree/award and on the date of swearing of the affidavit in Form 16A, Appendix E under Order XXI Rule 41(2) of the Code of Civil Procedure as well as additional affidavits in the format of Annexure-A or Annexure-B, as the case may be, within thirty days.
2. **Vide Para 58:** of the said judgment, instructions to follow the Rules 2 of Volume I of High Court Rules and Orders; Part C, Chapter 12, Execution of Decrees, Part A General of Delhi High Court Rules have been given to the Courts to reserve one day especially for execution work so as to ensure expeditious disposal.
3. **Vide para 59 :** all the courts shall give year wise pendency of execution cases alongwith their present status latest by 10th January 2020 to the Judicial Branch of their respective district, and all the Judicial Officers shall expedite the execution cases and make endeavour to decide the same within period of one year.

Complete judgment can be downloaded from the link <http://lobis.nic.in/ddir/dhc/JRM/judgement/21-01-2016/JRM11012016EX2752012.pdf> to get further details viz. additional affidavits in the format of Annexure-A or Annexure-B, rules as referred above etc.

All the Judicial Officers dealing with execution cases are hereby directed to follow all the directions contained in the said judgment strictly and send the compliance report fortnightly, with immediate effect.

Note : In light of the Rule 5 of Volume I of High Court Rules and Orders; Part C, Chapter 12, Execution of Decrees, Part A General of Delhi High Court Rules , non-compliance of the directions contained in the Judgment and Rules shall be reported to Hon'ble High Court of Delhi.


(SWARANAKANTA SHARMA)

District & Sessions Judge
North-District, Rohini Courts, Delhi

No. 44136-39183/Judl./RC/North/2019

Copy forwarded for information and necessary action to :

1. The Ld. Registrar General, Hon'ble High Court of Delhi.
2. Ld. District & Sessions Judge (HQs.), Tis Hazari Courts, Delhi.
3. All the Judicial Officers of Civil Jurisdiction, North & North-West District, Rohini Courts, Delhi.
4. The Administrative Officer(Judicial), North, Rohini Courts, Delhi.
5. Reader to the undersigned.
6. Personal Office of the undersigned.
7. The Website Committee, Rohini Courts, Delhi.
8. The Branch Incharge, R&I to upload the same on LAYERS.


(SWARANAKANTA SHARMA)

District & Sessions Judge
North-District, Rohini Courts, Delhi


(R.P. PANDEY)

District & Sessions Judge
North-West, Rohini Courts, Delhi.

Dated 24/12/19


(R.P. PANDEY)

District & Sessions Judge
North-West, Rohini Courts, Delhi.