Through e-mail/WhatsApp

OFFICE OF THE PRINCIPAL DISTRICT & SESSIONS JUDGE (SOUTH-WEST)
DWARKA DISTRICT COURTS, NEW DELHI

No. 28254-28338/Judl./DWK/2025 Dated: 06.08.2025

Sub: Practice Directions for compliance by all concerned, in respect of the judicial matters where the amount deposited in the Hon'ble High Court of Delhi, New Delhi, directed to be released to the entities/individuals located out of India.

As directed by the Ld. Principal District & Sessions Judge (S-W), Dwarka Courts, a copy of 'Practice Directions' on the above-mentioned subject, issued by the Hon'ble High Court of Delhi, New Delhi *vide* letter no. 145/Rules/DHC dated 01.08.2025, alongwith a copy of Order dated 07.07.2025 passed by the Hon'ble High Court of Delhi, New Delhi in RFA (OS) 20/2020 titled "*Atul Kumra Vs. Oxbridge Associates Ltd.*", is forwarded herewith **for kind information and necessary strict compliance by all concerned, with immediate effect**, to:

1. All Ld. Judicial Officers posted at South-West District, Dwarka Courts.
2. The In-charge, Office of the Ld. Chief Judicial Magistrate (S-W), Dwarka Courts.
3. The A.A.O/D.D.O, Accounts Branch, Dwarka Courts.
4. The In-charge, Facilitation Centre, General Branch, Dwarka Courts (*for information*).
5. The In-charge, Computer Branch, Dwarka Courts (*to upload the Practice Directions on the web page of District Courts, Dwarka*).
6. The In-charge, R&I Branch, Dwarka Courts (*to upload the Practice Directions on LAYERS*).
7. PS & Reader to the Ld. Principal District & Sessions Judge (S-W), Dwarka Courts (*for information*).

(Bhavna Kalia)
Special Judge (NDPS)-01/
Officer In-charge (Judicial Branch),
Dwarka Courts, New Delhi.

2732
05/08/25

HIGH COURT OF DELHI AT NEW DELHI

No. 145/Rules/DHC/2025 Dated 01/08/2025

PRACTICE DIRECTIONS

In compliance of the directions passed by the Hon'ble Court vide order dated 07.07.2025 in RFA(OS)20/2020 titled *"Atul Kumra Vs. Oxbridge Associates Ltd."*, the following practice directions are hereby issued for compliance by all concerned, in respect of the judicial matters where the amount deposited in this Court is directed to be released to the entities/individuals located out of India :-

> "The depositor of the amount in the judicial matter, *where the amount has been directed to be remitted to an individual/entity located out of India*, shall file an undertaking/declaration under the FEMA, 1999 stating that the transfer of money does not, in any manner, contravene any of the provisions of the FEMA or Rules in the prescribed form (i.e. Undertaking/declaration, copy enclosed as Annexure A) *enclosing therewith necessary copies of the Board Resolution authorizing the signatory of the declaration along with the KYC of the firm/company, PAN Card & Aadhar Card of the signatory (in case of the company/firm) or PAN Card & Aadhar Card of the person (in case of an individual).* The declaration in the prescribed form shall be duly signed and stamped."

The copy of the above-mentioned order is also attached herewith (as Annexure B) for reference.

These Practice Directions shall come into force with immediate effect.

By Order

(ARUN BHARDWAJ)
REGISTRAR GENERAL

Judl Branch

Pl. DS&ST(S-II)
05/08/25

'A'

Declaration:

I/We hereby declare that the transaction, the details, of which are specifically mentioned in the application above, does not involve and is not designed for the purpose of any contravention of evasion of the provision U/S 10(5) chapter III FEMA 1999 or any rule, regulation, notification, direction or order made hereunder. I/We also hereby agree and undertake to give such information/documents as will reasonably satisfy you about this transaction in terms of above declaration. I/We also understand that if, I/We refuse to comply with any such requirement or make only unsatisfactory compliance there with, the bank shall refuse in writing to undertake the transaction and shall if, it has reason to believe that any contravention/evasion is contemplated by me/us, report the matter to Reserve Bank of India. I/We further declare that the undersigned has/have the authority to give this declaration and undertaking on behalf of the firm/company. I hereby declare that the above details are true and that this remittance alongwith my previous remittance does not exceed the limitation, under the category, allowed as per RBI regulation.

Signature of Depositor:

Encl.

Purpose Code:

Purpose:

$~86

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

\+ RFA(OS) 20/2020

ATUL KUMRA .....Appellant

Through: Mr. Barun Dey, Adv.

versus

OXBRIDGE ASSOCIATES LTD .....Respondent

Through: Mr. Sumeet Lall and Mr. Sidhant Kapoor, Advs.

CORAM:
HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD
HON'BLE MR. JUSTICE HARISH VAIDYANATHAN SHANKAR

ORDER

% 07.07.2025

1. This matter has been placed on Office Note dated 04.07.2025.

2. It is stated by the Registry in the Office Note that a Demand Draft cannot be made for the reasons as under:

> "
> **RFA (OS) 20/2020**
> Reference Order dated 26.03.2025 **(Part'A', Pg.no.49-50),** the Hon'ble Division Bench of this Court had ordered as under:
>
> *"xxx xxx xxx*
>
> ***5. The Registrar General is directed to release the decretal amount lying in the form of FDR along with full interest, by way of a Demand Draft in the Applicant's name.***
>
> *xxx xxx xxx*
>
> In compliance of the afore mentioned order, case file along with one original FDR bearing No. 155303116022828 dated 14.11.2023 for a sum of Rs. 1,43,26,355.00/- was forwarded to Cash-II Branch for further necessary action at their end.
>
> Now, the case file along with original FDR, is received back from cash branch, with a direction **(Part'B', pg 24)** to solicit fresh orders from the Hon'ble Court for online transfer of amount in the

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The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.

bank account of the Respondent.

Kind attention in this regards is invited towards office note dated 23.05.2025**(Part"B',Pg22),** in which the Worthy Registrar General of this Court has noted as under;

> *"xxx xxx xxx."*
>
> ***Intially, online transfer to UK was permitted vide order of Registrar General dated 15.04.2025. However, considering the directions of Hon'ble Court dated 26.03.2025, fresh orders are required from Hon'ble Court for online transfer of money alongwith Form 2A certifying that it does not contravene FEMA, 1999.***
>
> *xxx xxx xxx"*
>
> In view of the above, if approved, the case file may be sent to Listing Branch, in order to list the matter before the Hon'ble Court on 03-07-2025."

3. Accordingly, the Order dated 26.03.2025 is modified to the extent that instead of a Demand Draft, the amount be transferred through online/bank transfer.

4. The Appellant is directed to file Form 2A under the Foreign Exchange Management Act, 1999 ["**FEMA**"] declaring/undertaking that the transfer of money does not, in any manner, contravene any of the provisions of the FEMA Act or Rules enclosing therewith PAN card and Aadhaar of the Appellant. The declaration in the prescribed form shall be duly signed.

5. Let the necessary steps be taken within a week from today.

SUBRAMONIUM PRASAD, J.

HARISH VAIDYANATHAN SHANKAR, J.

JULY 07, 2025/nd/va

This is a digitally signed order.
The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.

Endst. No. 624-653 /Rules/DHC/2025 Dated: 01/08/2025

Copy forwarded for information and necessary action to:-

1. The Principal District & Sessions Judge (HQ), Tis Hazari Courts, Delhi.
2. The Principal District & Sessions Judge, North-West District, Rohini Courts, Delhi.
3. The Principal District & Sessions Judge, South District, Saket Courts, New Delhi.
4. The Principal District & Sessions Judge, South-West District, Dwarka Courts, New Delhi.
5. The Principal District & Sessions Judge, North District, Rohini Courts, Delhi.
6. The Principal District & Sessions Judge, South-East District, Saket Courts, New Delhi.
7. The Principal District & Sessions Judge, East District, Karkardooma Courts, Delhi.
8. The Principal District & Sessions Judge,New Delhi District, Patiala House Courts,New Delhi.
9. The Principal District & Sessions Judge, Shahdara District, Karkardooma Courts, Delhi.
10. The Principal District & Sessions Judge, North-East District, Karkardooma Courts, Delhi.
11. The Principal District & Sessions Judge, West District, Tis Hazari Courts, Delhi
12. The Principal District & Sessions Judge-cum-Special Judge, CBI (PC Act), Rouse Avenue District Court Complex, New Delhi
13. The Principal Judge, Family Courts (HQ), Dwarka Courts Complex, Dwarka, New Delhi
14. The Principal Secretary (Law, Justice & LA), Govt. of N.C.T. of Delhi, Delhi Secretariat, I.P.Estate, New Delhi.
15. The Secretary, Bar Council of India, 21, Rouse Avenue Institutional Area, New Delhi – 110002.
16. The Secretary, Bar Council of Delhi, 2/6, Siri Fort Institutional Area, Khel Gaon Marg, New Delhi – 110049.
17 The President/Secretary, Supreme Court Bar Association, Supreme Court, New Delhi.
18. The President/Secretary, Delhi High Court Bar Association, Delhi High Court, New Delhi.
19. The President/Secretary, Bar Association, Tis Hazari Courts/Patiala House Courts/ Karkardooma Courts/ Rohini Courts/Dwarka Courts/Saket Court Complex/Rouse Avenue Court Complex
20. The Member Secretary, Delhi State Legal Service Authority, Rouse Avenue Courts Complex, New Delhi with the request to forward a copy of the Notification/Practice Directions to the Secretaries of all the eleven District Legal Services Authorities.
21. The Secretary, Delhi High Court Legal Services Committee.
22. The Chairman, District Court Website Committee, Tis Hazari, Delhi for uploading the Notification/Practice Directions on the website of Delhi District Court.
23. Registrar-cum-Secretary to Hon'ble the Chief Justice.
24. All Registrars/OSDs/Joint Registrars (Judl) with the request to bring the content of circular to the notice of the staff working under them.
25. Joint Registrar-cum-P.A.to Registrar General, Delhi High Court.
26. Joint Director (IT) with the request to upload the Notification/Practice Directions on the Intranet of this Court.
27. Librarian, Delhi High Court.
28. Private Secretaries/Court Masters to Hon'ble Judges for kind perusal of Their Lordships.
29. Librarian, Judges Library, Tis Hazari Courts/ Patiala House Courts/ Karkardooma Courts/ Rohini Courts/ Dwarka Courts/ Saket Court Complex/Rouse Avenue Court Complex
30. Guard File.

Meenakshi

(MEENAKSHI PANT)
DEPUTY REGISTRAR (RULES)