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

\+ **FAO(OS) 349/2015**

SANJAY SETH & ANR ..... Appellants

Through : Mr A.S.Chanhiok, Senior Advocate with Ms Sweta Kakkar, Ms Yamini Khurana and Mr Parminder Singh, Advocates.

versus

JAIDEEP SETH & ORS ..... Respondents

Through : Mr A.K.Singla, Senior Advocate with Mr Pramod Ahuja and Mr Abhishek Mishra, Advocates for R-1.
Mr Ashish Rana, Mr Pranay Choudhary, Advocates for R-2.

\+ **FAO(OS) 350/2015**

SEEMA SETH ..... Appellant

Through : Mr A.S.Chanhiok, Senior Advocate with Ms Sweta Kakkar, Ms Yamini Khurana and Mr Parminder Singh, Advocates.

versus

JAIDEEP SETH & ORS ..... Respondents

Through : Mr A.K.Singla, Senior Advocate with Mr Pramod Ahuja and Mr Abhishek Mishra, Advocates for R-1.
Mr Ashish Rana, Mr Pranay Choudhary, Advocates for R-2.

\+ **FAO(OS) 352/2015**

URMILLA SETH ..... Appellant

Through : Mr A.S.Chanhiok, Senior Advocate with Ms Sweta Kakkar, Ms Yamini Khurana and Mr Parminder Singh, Advocates.

versus

JAIDEEP SETH & ORS ..... Respondents

Through : Mr A.K.Singla, Senior Advocate with Mr Pramod Ahuja and Mr Abhishek Mishra, Advocates for R-1.

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By:AMULYA

Mr Ashish Rana, Mr Pranay Choudhary, Advocates for R-2.

\+ **FAO(OS) 354/2015**

LAFFANS INDIA PVT LTD ..... Appellant

Through : Mr A.S.Chanhiok, Senior Advocate with Ms Sweta Kakkar, Ms Yamini Khurana and Mr Parminder Singh, Advocates.

versus

JAIDEEP SETH & ORS ..... Respondents

Through : Mr A.K.Singla, Senior Advocate with Mr Pramod Ahuja and Mr Abhishek Mishra, Advocates for R-1.
Mr Ashish Rana, Mr Pranay Choudhary, Advocates for R-2.

CORAM:
HON'BLE MR. JUSTICE BADAR DURREZ AHMED
HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

% 10.07.2015

Cav 665/2015 in FAO(OS) 349/2015

The learned counsel for the respondent No.1/caveator is present.

The caveat stands discharged.

CM No.11712/2015(exemption) in FAO(OS) 349/2015
CM No.11715/2015(exemption) in FAO(OS) 350/2015
CM No.11725/2015(exemption) in FAO(OS) 352/2015
CM No.11738/2015(exemption) in FAO(OS) 354/2015

Exemptions are allowed, subject to all just exceptions.

CM No.11713/2015(delay) in FAO(OS) 349/2015
CM No.11716/2015(delay) in FAO(OS) 350/2015
CM No.11726/2015(delay) in FAO(OS) 352/2015
CM No.11739/2015(delay) in FAO(OS) 354/2015

The delay is condoned.

The applications stand disposed of.

FAO(OS) Nos.349/2015, 350/2015, 352/2015 & 354/2015

We have heard the learned counsel for the parties.

After some hearing, it has been agreed that in these appeals which emanate from IA No.11208/2015 [under Order 23 Rule 3 read with Section 89(2) CPC], the direction with regard to rents etc., as extracted below from the impugned order, be set aside and the rest of the order be undisturbed. The portion of the impugned order dated 25.05.2015, which is set aside by us with consent of the parties, reads as under:-

> "Rents, if any, received by any of the parties shall be deposited with the registry of this Court and shall not be appropriated by anyone. Even payments/maintenance amounts which were to be paid in pursuance to this Court's earlier interim orders stand suspended.
>
> However, defendant No.1 is given liberty to file an application seeking reimbursement of some portion of the rent as monthly expenses."

The rest of the impugned order remains in force. It is also made clear that the respondent No.1 has filed IA No.7989/2015 in CS(OS) No.3917/2014 pertaining to deposit of rents in Court. This consent given by the parties with regard to deletion of the above-extracted portion from the impugned order shall have no bearing on that application. The consent given by the parties and the disposal of these appeals will not prejudice either party in the remaining part of the contentions in IA No.11208/2015.

With the deletion of the above extracted portion and the further directions given above, these appeals stand disposed of.

BADAR DURREZ AHMED, J

SANJEEV SACHDEVA, J

JULY 10, 2015/'sn'