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

+ **OMP (ENF.) (COMM.) 122/2023**

AFCONS INFRASTRUCTURE LTD

.....Decree Holder

Through: Ms. Reeta Mishra, Mr. Abhishek and
Mr. Kartikeya Tripathi, Advocates

versus

GOVT OF NCT OF DELHI

.....Judgement Debtor

Through: Mr. Abhinav Sharma and Ms. Avsi
Malik, Advocates

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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02.04.2025

EX.APPL.(OS) 560/2025 (Application on behalf of the Decree Holder seeking directions for the release of Rs. 11,55,86,950/- to the Decree Holder)

1. The present application has been filed by the Decree Holder seeking direction for release of Rs. 11,55,86,950/- which stands deposited, by the Judgment Debtor with the Registrar of this Court.
2. Issue notice. Learned counsel for Judgement Debtor accepts notice.
3. Learned counsel for the Judgement Debtor states that the said amount already stands deposited with this Court on 19.12.2024.
- 3.1. He states that the Judgement Debtor has no objection if the present application is allowed.
4. The Registry is directed to release the amount prayed for, from the deposit received from the Judgment Debtor on 19.12.2024
5. With the aforesaid directions, the application stands allowed.



EX.APPL.(OS) 561/2025 (Application on behalf of the Judgment Debtor for recall of order dated 25.02.2025 passed in EX.APPL. (OS) No. 38/2025)

6. The present application has been filed by the Judgement Debtor seeking recall of the order dated 25.02.2025 passed by this Court attaching the bank accounts of the Judgment Debtor on the account of non-compliance of the order dated 18.09.2024.

7. Learned counsel for the Applicant/Judgement Debtor states that on 25.02.2025 the Court was not made aware of the fact that the balance decretal amount of Rs. 11 Crores approximately already stood received on 19.12.2024.

7.1. He states that by virtue of order dated 25.02.2025, a further amount of Rs. 13 Crores has been attached and received by this Court. He prays that the said amount be directed to be restituted by the registry to the bank account of the Judgement Debtor.

8. Issue notice. Learned counsel for the Decree Holder accepts notice.

8.1. He states that Decree Holder has no objection to the relief sought in this application. And, more specifically, in view of the orders passed earlier today in EX.APPL.(OS) 560/2025.

9. In view of the submissions of the parties, the Registry is directed to restitute the amounts received in the Registry in pursuance to direction issued vide order dated 25.02.2025 to the bank account of the Judgment Debtor within two (2) weeks.

10. The counsel for the Judgment Debtor is directed to provide all necessary details to the registry for implementing these directions.

11. With the aforesaid directions, the application stands allowed.

EX.APPL.(OS) 338/2025 (Application under Order XXI Rule 41 CPC filed



by the Decree Holder seeking directions necessary for enforcement of Arbitral Award dated 13.08.2022)

12. In view of the orders passed in EX.APPL.(OS) 560/2025, learned counsel for the applicant/Decree Holder states that the relief sought has become infructuous.

13. The application stands disposed of as infructuous.

EX.APPL.(OS) 1462/2024 (Application under Order XXI read with Section 151 CPC on behalf of Decree Holder for seeking leave to revive the enforcement proceedings against the Judgement Debtor)

14. In view of the orders passed in EX.APPL.(OS) 560/2025, learned counsel for the applicant/Decree Holder states that the relief sought has become infructuous.

15. The application stands disposed of as infructuous.

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16. In view of the directions issued today, the Registry is directed not to list this matter any further. The said petition already stands disposed of.

MANMEET PRITAM SINGH ARORA, J

APRIL 2, 2025/rhc/sk