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

+ **EX.P. 40/2024**

RAMAN KAPUR

.....Decree Holder

Through: Mr.Mohit Arora, Advocate.

versus

RAKESH KAPUR & ANR.

.....Judgement Debtors

Through: Mr.Rhythm Buaria, Advocate.

CORAM:

HON'BLE MR. JUSTICE PURUSHAINDRA KUMAR KAURAV

ORDER

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23.01.2025

1. The judgment-debtors are appearing through video conferencing mode and their identity is verified by Mr. Rhythm Buaria, Advocate.
2. On the last date of the hearing i.e., on 14.01.2025, the statement on behalf of judgment-debtors was placed on record.
3. Learned counsel appearing on behalf of the decree-holder was directed to file a response to the settlement proposal.
4. When the matter is called out today, Mr. Mohit Arora, learned counsel appearing on behalf of the decree-holder submits that the decree-holder is agreeable to the statement made on behalf of judgment-debtors as has been captured in order dated 14.01.2025. He, however, submits that the settlement proposal may be modified to the extent that the construction shall take place as per the layout plan in the settlement deed, and therefore, instead of any



further approval by judgment-debtor no.2, the decree-holder and judgment-debtor no.2 themselves can mutually decide if there is any further clarification necessary.

5. The aforesaid contention is accepted by learned counsel who appears on behalf of judgment-debtor no.2.

6. In view of the aforesaid, the Court accepts the statement placed on record by judgment-debtor no.2 with the modification to the extent that in paragraph no.2 in the fourth line, instead of with approval from judgment-debtor no.2, let it be with the consent of decree-holder and judgment-debtor no.2.

7. Ordered accordingly.

8. The parties shall remain bound by the statement placed on record by judgment-debtor no.2 and as has been agreed by the decree-holder.

9. In view of the aforesaid, the instant petition stands disposed of.

PURUSHAINDR KUMAR KAURAV, J

JANUARY 23, 2025

Nc/sp