



\$~27 & 28

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

+ **OMP (ENF.) (COMM.) 213/2024**

AHLUWALIA CONTRACTORS (INDIA) LTD.Decree Holder

Through: Mr. Shashank Garg, Senior Advocate
and Ms. Nishtha Jain, Adv.

versus

M/S RAHEJA DEVELOPERS LIMITEDJudgement Debtor

Through: Mr. Sameer Rohatgi Ms. Manmeet
Kaur, Ms. Suditi Batra Mr. Gurtejpal
Singh, Advocates

+ **OMP (ENF.) (COMM.) 214/2024**

AHLUWALIA CONTRACTORS (INDIA) LTD.Decree Holder

Through: Mr. Shashank Garg, Senior Advocate
and Ms. Nishtha Jain, Adv.

versus

M/S RAHEJA DEVELOPERS LIMITEDJudgement Debtor

Through: Mr. Sameer Rohatgi Ms. Manmeet
Kaur, Ms. Suditi Batra Mr. Gurtejpal
Singh, Advocates

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

% **07.01.2025**

EX.APPL.(OS) 2003/2024 in OMP (ENF.) (COMM.) 213/2024

EX.APPL.(OS) 1994/2024 in OMP (ENF.) (COMM.) 214/2024

1. These applications under Order VI Rule 17 CPC are for corrections of



the cause title of the Decree Holder.

2. It is stated that the Decree Holder's name in the cause title should be read as *Ahluwalia Contracts (India) Ltd.* instead of Ahluwalia Contractors (India) Ltd. The correction as sought for is granted.

3. Let the amended memo of parties be filed within a week from today.

4. The applications are disposed of.

OMP (ENF.) (COMM.) 213/2024

OMP (ENF.) (COMM.) 214/2024

1. The instant applications are for enforcement of the Award dated 29.04.2024. The total amount of the Award in OMP (ENF.) (COMM.) 213/2024 as on 31.08.2024 is Rs.14,29,85,278/- and Rs.2,50,49,227/- in OMP (ENF.) (COMM.) 214/2024.

2. The parties are *ad idem* that the proceedings under the Insolvency & Bankruptcy Code have been initiated against the Judgement Debtor and a petition under Section 7 was admitted on 19.11.2024. However, there is an appeal by the Managing Director of the Judgement Debtor company. The IRP was appointed only *qua* one project being Raheja Shilas (Low Rise) situated at Sector-109, Gurgaon, Haryana.

3. In view of the fact that there are no proceedings *qua* other projects, this Court is inclined to direct the Judgement Debtor to deposit Rs.14,29,85,278/- in OMP (ENF.) (COMM.) 213/2024 and Rs.2,50,49,227/- in OMP (ENF.) (COMM.) 214/2024 within a period of six weeks from today.

4. In the event, the Judgement Debtor gets any order from the NCLAT which would fetter the Respondent from depositing the money, liberty is



granted to the Judgement Debtor to move an appropriate application.

5. With these observations, the petitions are disposed of.

SUBRAMONIUM PRASAD, J

JANUARY 07, 2025

hsk