$~87

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

\# **CNR No. DLHC010531372026**

\+ W.P.(C) 16316/2026, CM APPL. 76431/2026

CM APPL. 76433/2026

SANDEEP PARWAL

.....Petitioner

Through: Mr. Abhishek Jain, Mr. Rahul Lakhera, Mr. Aman kumar, Advocates.

versus

GOVT. OF NCT OF DELHI AND ORS.

.....Respondent

Through: Mr Sumit Aggarwal, Mr. Mukesh Sachdeva, Mr. Dipanshu Gaba and Mr. Rishu Yogesh Pandey, Advocates for R-1 and 2.
SI Devender Yadav PS Janakpuri.
Ms. Arushi Singh, SPC for UOI with Mr Vivek Nagar, GP for UOI with Ms Amrisha Kumari, Advocate for R-4.

**CORAM:**
**HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA**

**O R D E R**

**% 03.11.2026**

**CM APPL. 76432/2026** (*Seeking Exemption*)

1. Allowed, subject to just exceptions.

2. The Application stands disposed of.

**W.P.(C) 16316/2026**

3. A Writ Petition under Article 226 read with 227 of the Constitution of India has been filed for quashing of the impugned Warrant of Arrest dated

*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.*
*The Order is downloaded from the DHC Server on 05/11/2026 at 11:39:18*

03.07.2026 and for setting aside of Execution proceedings in Recovery Case No.F.(1)/SDM (JP)/RECOV./2026/27843 issued by Respondent No.2 SDM, Janakpuri, against the Petitioner Sandeep Parwal, who is the Managing Director of M/s SPA Capital Services Ltd.

4. It is submitted that Respondent No.1 Petitioner had been exonerated in the Award dated 17.10.2022 and it was Respondent No.3 M/s SPA Insurance Consultancy which was held liable under the Award.

5. It has been further explained that M/s SPA Capital Services Ltd./Petitioner/ Respondent No.1 in the Award was a Company represented through its Director Sandeep Parwal, who was held not liable under the Award. However, Respondent No.3 SPA Insurance Consultancy, against which the Award has been made, was a Sole Proprietorship Firm, which is liable to be represented through its Proprietor and there is no Chairman or the Managing Director of Respondent No.3.

6. It is submitted that in the Recovery Certificate, the Respondent No.3 SPA Insurance Consultancy has been erroneously named to be represented through its Chairman/M.D, even though it is a sole Proprietorship concern.

7. It is further submitted that the Petitioner Sandeep Parwal has no concern, whatsoever, with the Respondent No.3, despite which the Warrant of Arrest have been issued in his name.

8. Learned counsel for Respondent No.1 and 2 who has appeared on advance Notice, states that the SDM is bound to execute the Recovery Certificate as issued by the Labour Conciliation Officer. Since the name in the Recovery Certificate, is shown to be the Management of M/s SPA Insurance Consultancy through its Chairman cum Managing Director Sh. Sandeep Parwal, the Warrants of Arrest have been issued in his name. The

*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.*
*The Order is downloaded from the DHC Server on 05/11/2026 at 11:39:18*

rectification, if any, has to be done by the Labour Conciliation Officer and the SDM does not have any power to change the name of the person in whose name the Recovery Certificate has been issued.

9. **Learned counsel for the Petitioner seeks time** to move appropriate Application before the Labour Commissioner for correction of the name of the Respondent liable to satisfy the Award and till then the Warrants of Arrests be stayed.

10. In view of the submissions made, the Petitioner is granted 15 day's time to move the Application before the Labour Conciliation Officer for the correction of the name in the Recovery Certificate and the Application be disposed of by the Labour Conciliation Officer, within fifteen days thereafter.

11. The Warrants of Arrest against the Petitioner are hereby, stayed for six weeks, though the SDM is at liberty to proceed against the Respondent No.3 M/s SPA Insurance Consultancy, in terms of the Award dated 17.10.2022.

12. The Petition is accordingly, disposed of along with the pending Applications.

**NEENA BANSAL KRISHNA, J**

**NOVEMBER 3, 2026/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.*
*The Order is downloaded from the DHC Server on 05/11/2026 at 11:39:18*