$~26

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

\# **CNR No. DLHC010594342025**

\+ CONT.CAS(C) 1265/2025, CM APPL. 51779/2025

SHYAM BABU GUPTA .....Petitioner

Through: Mr. A K Tripathi, Advocate.

versus

AISHVERYA SHANDILYA & ORS. .....Respondents

Through: Mr. Rohan Jaitley CGSC, Mr. Akshay Sharma Adv, Mr. Dev Pratap Shahi Adv, Mr. Varun Pratap Singh Adv, Mr. Yogya Bhatia, Advocate for UOI.

CORAM:
HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

O R D E R

% 09.10.2026

1. Contempt Petition under Article 215 of the Constitution of India along with Section 2 (1a, b & c) read with Section 12 of the Contempt of Court Act, 1971, has been filed on behalf of the Petitioner for contempt of Order dated 03.10.2024 in W.P.(C) No. 13137/2024.

2. It is submitted that *vide* the Order dated 03.10.2024, the Division Bench had specifically directed that 15 days prior notice be given before taking physical possession from the Petitioner. However, without giving any Notice, in gross violation of the orders of the Court, the possession was physically taken on 18.08.2025. Thereafter, the Petitioner made several complaints to all the agencies including RBI, Police, DM and thereafter, the possession was restored to him on 15.09.2025. It is submitted that 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 13/10/2026 at 10:01:03

Respondent are, therefore, liable to be punished for contempt.

3. **Learned Senior Counsel on behalf of the Respondents,** has explained that the Notice was given on 24.07.2025 in compliance of the Order in the Application, under Section 14 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, dated 18.07.2025. The Notice was accepted by the Petitioner after which, he scratched his name. Thereafter, by breaking open the lock, the possession was forcibly taken over by the Petitioner on 15.09.2025 for which, separate litigation is ongoing.

Submissions heard and the record perused.

4. Learned counsel for the Petitioner, on a specific query, has stated today as on date, the possession of the premises, is with the Petitioner and that it was handed over to him by the DM, on 15.09.2025.

5. Considering the rival contentions, there is nothing to show that there is a willful disobedience by the Respondents of the Order dated 03.10.2024.

6. The Contempt Petition is disposed of accordingly. The pending Application is also disposed of.

NEENA BANSAL KRISHNA, J

OCTOBER 9, 2026/RS

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 13/10/2026 at 10:01:03