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

\+ O.M.P. 675/2009

M/S MOVIE TIMES CINEPLEX PVT. LTD. ..... Petitioner

Through: Mr. Rajender Agarwal, Advocate.

versus

M/S MRG DEVELOPERS PVT. LTD. & ORS. ..... Respondents

Through:

**CORAM:**

**HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI**

**O R D E R**

**% 16.11.2022**

**I.A. 18722/2022 (Exemption)**

Exemption granted, subject to just exceptions.

Let requisite compliances be made within 01 week.

Application stands disposed of.

**I.A. 18721/2022**

By way of the present application, Mr. Shankar Lal Gupta seeks clarification of order dated 07.09.2022 whereby, on a 'no-objection' by the petitioner, this court had directed that the entire amount comprised in the FDRs furnished by the petitioner alongwith up-to date interest, be released to "respondent No. 2", also mentioning in the said order the particulars of the savings bank account to which the amount is to be credited.

2. The applicant Mr. Shankar Lal Gupta submits that the Registry is raising an objection to the release of the amount in his favour, since in the original Memo of Parties as filed by the petitioner, he was not named as respondent No. 2 and one Mr. Jagdish Nagpal was arrayed as respondent No. 2 instead.

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3. Mr. Rajender Agarwal, learned counsel appearing for the petitioner, who is present on advance copy, submits that that the foregoing position was the result of an inadvertent error; and it is correct that Mr. Shankar Lal Gupta is the lawful recipient of the amounts comprised in the FDRs alongwith interest.

4. Mr. Agarwal submits that in order to resolve this issue, the petitioner has now filed an Amended Memo of Parties dated 31.10.2022, showing Mr. Shankar Lal Gupta as respondent No. 2 in the proceedings.

5. Let the Amended Memo of Parties as filed be taken on record.

6. Since the matter already stands disposed of *vide* order dated 25.11.2010; and in view of the statement made by Mr. Rajender Agarwal, learned counsel appearing for the petitioner, the court sees no reason to make any further inquiry in this behalf.

7. Accordingly, the Registry is directed to comply with order dated 07.09.2022 made in I.A. No. 10907/2022, by releasing the amount as directed by that order, to the credit of the bank account with particulars as mentioned in order dated 07.09.2022, it being clarified that the said account is in the name of Mr. Shankar Lal Gupta.

8. The application stands disposed of.

9. The petition already stands disposed of *vide* order dated 25.11.2010.

**ANUP JAIRAM BHAMBHANI, J.**

**NOVEMBER 16, 2022/***uj*

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