

Enforcement of UAE court judgments in India

The Government of India have notified the UAE as a reciprocal territory as required under this civil law for the execution of foreign court judgments pursuant to the judicial cooperation treaty signed between India and UAE on 1999. The Gazette notification dated 17-1-2020 shall now make it easier for creditors in the UAE to recover debts from runaway debtors who have returned to India.

How will the judgment be executed in India?

1. Judgment can be executed against a person only, not against a corporate entity. But can implead the Owner of a Limited liability company under certain circumstances pursuant to UAE Commerce companies Law.
2. District Courts in India are the designated courts for the execution of foreign judgments.
3. The Final Judgment from a UAE court, along with a non realisation certificate, needs to be forwarded for execution after duly attestation. Also English translation of all the documents in Arabic language.
4. On moving the District Court can issue a precautionary injunction order against the runaway debtor's assets without their knowledge and later by summoning the Debtor for attachment and subsequent for auction. Precisely civil law in India permits or provided adequate measures to protect the interest of creditors at the admission stage of the Execution Petition itself.
5. Other coercive action, including arrest, can be enforced if required.

What is the role of BENS International Law Firm in executing the UAE Courts judgment in India

1. BENS has an extensive network of associate law Lawyers in all districts of Kerala and covering major Cities of India in all parts of the country. All these Lawyers and Firms are experienced in the

execution of foreign judgments.

2. BENS are in the Defendant side against Banks and always with Claimant side for the individual cases. BENS Associate Lawyers have a strong representation in all the District Courts in Kerala. BENS have a team of non Lawyers especially from the Kerala Police retired Officials to follow up the assets for attachment and protect from all other hurdles.
3. Through our team work, BENS have already executed major UAE Courts judgments in certain places of Kerala in a cost-effective way.
4. BENS Lawyers in Dubai and Cochin Office will coordinate all matters related to the execution of judgments in India and committed to provide all the required services to creditors

What services will BENS provide?

1. Our services begin with an initial study of the court judgment and a preliminary consultation, which is free of cost.
2. BENS will handle all the PRO services for the legalization of UAE court judgments and other documents for the execution of these judgments in the appropriate Indian court.
3. BENS will charge a professional fee only on successful realisation of the decretal amount. Necessary legal costs and court fees have to be paid as and when required.
4. In addition to the legal action, BENS Indian field staff will also meet the debtors in person and attempt an amicable settlement if possible, which would lead to saving of time, legal costs and court fees.
5. BENS has an effective in-house call center that will track debtors and maintain contact with them.
6. BENS will pursue simultaneous actions, including legal action, tele-calling, and field visits to collect judgment debts. 7. BENS will provide clients with periodical updates.

8. Our terms of service are transparent and ethical. 9. BENS policy is to encourage direct payment to the creditor's account.

About BENS

Services through associated Lawyers and Law firms. We offer services to individuals, companies and financial institutions. Our success-based upon fees upon recovery and mean you pay only when you get results, minor administrative costs are charged at different stages of the case.

How to contact BENS

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