

IN THE COURT OF SH. SATISH KUMAR
ADDITIONAL DISTRICT JUDGE (NORTH-01): ROHINI
COURTS: DELHI

LAC No. 1619/2016

Union of India

.... **Petitioner**

Versus

Gaon Sabha Holambi Kalan & Ors.

....**Respondents**

**Order on the application under Section 151 CPC for brining
additional evidence on record as well as amended application
under Section 151 CPC dated 25.07.2022 being filed by IP
no.2 Sh. Virender Kumar**

04.08.2022

1. Vide this order, this court shall decide the aforesaid two applications being filed by IP no.2 Sh. Virender Kumar whereby it has been stated that the LAC no.1619/2016 is pending before this court for adjudication and the applicant is the interested person no.2 in the reference petition. It has been stated in the aforesaid applications that the issues and the question of law in the present reference petition LAC no.1619/2016 is similar to the issues and questions of law which was subject matter of the Writ Petition Civil 1295/2019. In the said Writ Petition, the order dated 30.08.2018 passed by Tehsildar,

Narela, Delhi who was the respondent no.1 and confirmed by D.C. North, Alipur, Delhi who was respondent no.3 in respect of cancellation of possession status report and on the basis of the application bearing no.751/2912 and 2113 filed by Halka Patwari and entry in column No.21, Khasra Girdawari for the year 2004, 2005 in respect of Village Sanoth, Delhi was prayed to be caused. In the application u/s 151 CPC and amended application u/s 151 CPC filed by IP no.2 Sh. Virender Kumar, it has been prayed that the application may kindly be allowed to bring on record the order of Hon'ble High Court of Delhi dated 20.12.2021.

2. It has also been prayed in the amended application that IP no.2 Sh. Virender Kumar may kindly be allowed to bring on record the complaint dated 24.06.2021 alongwith the details of the enquiry proceeding qua the said complaint.
3. Notice of the application u/s 151 CPC as well as amended application u/s 151 CPC was served upon IP no.1, IP no.3, IP no.6 and IP no.8 and all these IPs have submitted that they do not want to file reply to both these applications and argued straightaway and submitted that they do not

have any objection if the court allows or dismiss the said applications filed by IP no.2.

4. Having heard the submissions made by IP no.2 Sh. Virender Kumar himself as well as Id. Counsel for IP no.1, IP no.3, IP no.6 and IP no.8, this court is of the considered view that IP no.2 Sh. Virender Kumar wants to bring on record the order dated 20.12.2021 passed by Hon'ble High Court of Delhi in Writ Petition no.W.P.(C) 1295/2019, CM Appls 5872/2019, 33303/2019 whereby their lordship has specifically mentioned in the said order that file notings, as is well settled, do not constitute a decision or an order and the Hon'ble High Court finds no ground to either countenance the challenge raised or to entertain the writ petition and the said writ petition was dismissed as well as the other notings and proceedings carried out by Revenue Department and as per the procedure, any order passed by Hon'ble High Court of Delhi can be filed at any stage in this court and there is no need to file an application in this regard. So far as the other notings and proceedings carried out by Revenue Department is concerned, the same can also be filed at any

stage in the form of List of Documents and IP no.2 who is an advocate by profession and appeared in person is also well aware about this procedure and it appears that both these applications have been filed just to delay the proceedings of this reference petition by this way or the other and IP no.2 Sh. Virender Kumar has tried to waste the precious time of this court by filing such type of application, therefore, both these applications are meritless and therefore, dismissed with cost of Rs.10,000/- to be deposited in Advocates' Welfare Fund, Rohini Court Bar Association by IP no.2. Both the applications are disposed off accordingly.

(SATISH KUMAR)
Addl. District Judge-01/North
Rohini Courts/Delhi/04.08.2022