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

+ **W.P.(C) 8472/2015**

RAJESH

.....Petitioner

Through: Ms. N.S. Dalal, Ms. Nidhi Dalal, Mr.
Alok Kumar & Ms. Rachana Dalal,
Advs.

Versus

GOVT. OF N.C.T. OF DELHI AND ANR

.....Respondents

Through: Mr. Siddharth Panda, Mr. Anil
Pandey, Advocates for R-1.
Mr. Nitin Sharma, Adv. for DDA.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

HON'BLE MR. JUSTICE TEJAS KARIA

ORDER

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24.02.2025

1. The learned counsel appearing for the respondents seek further time to file the counter affidavits.

2. We consider it apposite to set out the order dated 14.08.2024 which reads as under:

“1. The learned counsel appearing for the respondents seeks further time to file a counter affidavit. He states that there was a stay operating, which prevented them from taking over the possession of the subject property. He seeks time to place on record the relevant stay order.

2. The respondents are directed to file a counter affidavit within a period of four weeks from date. Rejoinder, if any, be filed within a period of one week thereafter.

3. List on 11.12.2024.”

3. Clearly more than sufficient time has been granted to the respondents to complete the pleadings.



4. It is relevant to note that the present petition is restored pursuant to the order dated 20.02.2023 passed by the Supreme Court in ***Delhi Development Authority v. Rajesh & Anr.*** It is also relevant to note that notice in the present petition was first issued on 04.09.2015 and the same was disposed of by a judgment dated 29.02.2016 on the admission that neither the physical possession of the subject land was taken nor any compensation was paid. The lackadaisical approach of the Land Acquisition Collector and the Delhi Development Authority in completing the pleadings in these cannot be countenanced.

5. In this view, we accede to the respondents' request for grant of further time to file the counter affidavit *albeit* subject to payment of costs of ₹10,000/-. The costs shall be paid to Delhi High Court Legal Services Committee within a period of two weeks from date.

6. List on 25.03.2025.

VIBHU BAKHRU, J

TEJAS KARIA, J

FEBRUARY 24, 2025

'gsr'

[Click here to check corrigendum, if any](#)