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

+ **W.P.(C) 4268/2021**

ANSAR AHMED & ORS.

.....Petitioners

Through: Mr Salman Khurshid, Senior
Advocate with Mr Rajiv Kumar
Ghawana, Ms Asifa Rashid Mir and
Mr Aadil Singh Boparai, Advocates.

versus

DELHI DEVELOPMENT AUTHORITY

..... Respondent

Through: Mr Dhanesh Relan, SC for DDA.

CORAM:

HON'BLE MR. JUSTICE NAJMI WAZIRI

ORDER

% **06.04.2021**

The hearing has been conducted through hybrid mode (physical and virtual hearing).

CM APPL. 12982/2021 (exemption)

1. Allowed, subject to all just exceptions.
2. The application stands disposed-off.

W.P.(C) 4268/2021 & CM APPL. 12981/2021 (stay)

3. The petitioners claim possession of the built up structures of the land forming part of Khasra No.409, Village Jasola, Tehsil Mehrauli, New Delhi since December, 1986. The said land has been subsequently notified under Delhi National Capital Territory of Delhi Laws (Special Provisions) Second (Amendment) Act, 2021, as amended on 29.12.2020. The petitioners' colony is shown at serial number 1082 of the notification of the DDA, issued on 29.10.2019. Insofar as the unauthorized colony is concerned, it is protected from demolition. Thus, the proposed action of the DDA against the petitioners' land



would be contrary to the said notification.

4. The learned Standing Counsel for the DDA submits that the possession of the said land has been taken over by the DDA in 2007 and a boundary wall was constructed thereon.
5. The learned Senior Counsel for the petitioners refutes the aforesaid contention and states upon instructions that the regularization proceedings qua the aforesaid land are underway for the last decade and a half, and the petitioners have remained in possession thereof, all along.
6. Issue notice. Notice is accepted by the learned counsel named above for the respondent. Reply and rejoinder be filed within four weeks successively.
7. Renotify on 18.08.2021.
8. In the interim, *status quo* with respect to the aforesaid property shall be maintained.

NAJMI WAZIRI, J

APRIL, 06, 2021/rd