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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 3245/2020

GRAM SUDHAR SAMITI (REGD) & ANR Petitioner
Through Mr. Anand Yadav, Advocate.

versus

NORTH DELHI MUNICIPAL CORPORATION Respondent
Through Mr. Sudhir Nandrajog, Senior Advocate
with Mr. Mukesh Gupta and Mr.
Mayank Ahuja, Advocate for R-1.
Mr. Naushad Ahmed Khan, ASC,
GNCTD for R-2.

CORAM:
HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER
04.05.2021

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CM. APPLS.15799/2021 & 15800/2021 (Exemption)

Allowed, subject to all just exceptions.

CM. APPL.15798/2021 (Early Hearing)

1. The hearing was conducted through video conferencing.
2. Issue notice. Notice is accepted by learned counsel appearing for the petitioner as well as by counsel for respondent No.2.
3. For the reasons stated in the application, application is allowed. The writ petition is taken up for consideration today.

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1. Learned senior counsel appearing for the respondent/Corporation submits that in view of the present prevailing situation, the interim order



dated 24.08.2020, restraining respondents from constructing additional platforms is prejudicial to the interest of the general public. He prays that the order be modified to the limited extent that respondent/Corporation be permitted to construct additional platforms. He, however, under instructions submits that no special equities shall be claimed because of the modification of the subject order.

2. Learned counsel for the petitioner submits that in view of the present prevailing situation, he does not oppose the prayer, provided the same is without prejudice to the rights and contentions of the parties.

3. In view of the above, order dated 24.08.2020 is modified to the limited extent that the restraint on the respondent/Corporation from constructing additional platforms is vacated. Respondent/Corporation is permitted to construct additional platforms.

4. It is clarified that this would be without prejudice to the rights and contentions of the parties and no special equities shall flow in favour of the respondents because of the same.

5. List on 19.07.2021 in normal course.

6. Copy of the order be uploaded on the High Court website and be also forwarded to learned counsels through email by the Court Master.

SANJEEV SACHDEVA, J

MAY 4, 2021
NA