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

+ **CONT.CAS(C) 660/2025**

SMT. KAMLA SETH SINCE DECEASED THROUGH HER

LEGAL HEIR & ORS.

.....Petitioners

Through: Mr. Rohit Gandhi, Ms. Charu Shahi,
Mr. Hargun Singh Kalra, Mr. Vidur
Marwah, MR. Varun Trivedi, Advs.

versus

SH. PANKAJ NARESH AGRAWAL & ANR.Respondents

Through: Mr. Praveen Chaturvedi, Mr. Amit
Singh, Ms. Jyoti Chaturvedi, Mr.
Tarun Kumar and Mr. Kaushik
Mukherjee, Advs.
Mr. Anand Prakash, SC for MCD
with Mr. Varsha Arya and Mr.
Satbeer, Advs. for MCD.
Mr. Kapil Dutta, Mr. Siddharth
Parashar, Advs.

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+ **W.P.(C) 5270/2013**

KAMLA SETH

.....Petitioner

Through: Mr. Rohit Gandhi, Ms. Charu Shahi,
Mr. Hargun Singh Kalra, Mr. Vidur
Marwah, MR. Varun Trivedi, Advs.

versus

**ADDITIONAL DISTRICT MAGISTRAE-CUM-LAND
ACQUISITION COLLECTOR (EAST) & ORSRespondents**

Through: Mr. Sanjay Kumar Pathak, SC with
Mr. M.S. Akhtar and Mr. D. Kapil,



Advs. for R-1,2 & 4.

Mr. Anand Prakash, SC for MCD
with Mr. Varsha Arya and Mr.
Satbeer, Advs. for MCD.

CORAM:

HON'BLE MR. JUSTICE NITIN WASUDEO SAMBRE

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

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14.10.2025

CM APPL. 25214/2025 (Exemption) in CONT.CAS(C) 660/2025

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of

CONT.CAS(C) 660/2025 & W.P.(C) 5270/2013

3. In continuation to the order dated 13th October 2025, *Mr. Pathak*, learned counsel for Land Acquisition Collector has produced the revenue record as was directed and has made certain submissions.
4. According to him, though the petitioner claims to be the owner of land bearing *Khasra No.465/362/1*, the decree that was secured by the petitioner was in relation to the property wherein the *Khasra number* provided is *465/865/1* admeasuring *200 square yards*.
5. He would further claim that even, in the land acquisition proceedings, the said *Khasra number viz. 465/865/1*, was referred to. He would like to place on record an affidavit along with true copies of the documents including that of the approval to the acquisition accorded by the Lieutenant Governor so as to justify his claim that the land which is sought to be acquired, is the land which is owned by the petitioner and the *Khasra number* which is referred to in the sale deed appears to be incorrect.



6. According to *Mr. Pathak*, even if the reference is made in the Joint Survey Report to survey number 465/865/1, the fact remains that the verification from the revenue record reflects that such survey number does not exist as is reflected in the said Joint Survey Report and as such, the correct *Khasra number* is rightly referred to in the notification issued under Section 4 of the Land Acquisition Act, 1894. According to him, the said correct *Khasra number* is mentioned only after verification of the identification mark after verifying the property by carrying out appropriate measurement from the verification mark which is available nearby the land-in-question.
7. We are of the view that such opportunity needs to be granted to the Land Acquisition Collector of filing an affidavit along with relevant documents so that even the petitioner will be in a better position to counter the same.
8. That being so, let an affidavit be placed on record within a period of three weeks from today with advance copy to the learned counsel for the petitioner who is permitted to file his counter affidavit within a period of two weeks thereafter.
9. List on 16th December, 2025.
10. Order be uploaded on the website of this Court

NITIN WASUDEO SAMBRE, J

ANISH DAYAL, J

OCTOBER 14, 2025/sky/ss