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

+ **W.P.(C) 12078/2021**

PRAMOD LOHIA & ORS.

.....Petitioners

Through: **Mr. Kapil Kishor Kaushik, Advocate.**

versus

STATE OF NCT OF DELHI & ORS.

.....Respondents

Through: **Ms. Rashmi Malhotra, Advocate.**

**Ms. Shobhana Takiar, Standing
Counsel with Mr. Prateek Dhir,
Mr. Shivam Takiar and Mr. Kuljeet
Singh, Advs. for DDA / R-3.**

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

HON'BLE MR. JUSTICE ANOOP KUMAR MENDIRATTA

ORDER

% **28.01.2025**

1. Despite granting several opportunities for filing counter affidavit, respondent nos. 1 and 2 (LAC), who are contesting party, have not filed the same.

2. On 03.10.2024, this Court had passed the following order:

“The record would reflect that despite time having been granted on previous occasions, no replies have been filed on behalf of the Delhi Development Authority and Land Acquisition Collector. We consequently grant both the respondents four weeks and no more time to file a reply, failing which this matter shall proceed ex parte and on the state of the record as it exists today. The petitioner shall have three weeks therefrom to file a rejoinder affidavit.”

3. The learned counsel appearing for respondent nos. 1 and 2 (LAC) has joined the proceedings through VC and states that she has received some comments in Hindi. Therefore, she seeks time for translation and for filing



counter affidavit by respondent nos. 1 and 2 (LAC).

4. The present petition was listed for the first time on 26.10.2021 and the Court had issued notice and granted four weeks' time to file counter affidavit.

5. As noted above, several opportunities have been granted to the respondents, but apparently, they had failed to do so.

6. We consider it apposite to grant yet another opportunity to the respondents to file counter affidavit, subject to payment of cost of ₹10,000/- to the petitioners within a period of three weeks from today.

7. Counter affidavit be filed within four weeks from today. Rejoinder, if any, be filed before the next date of hearing.

8. It is clarified that if counter affidavit is not filed within the aforesaid period, right of the respondents to file the same shall stand closed.

9. List on 08.05.2025.

VIBHU BAKHRU, J.

ANOOP KUMAR MENDIRATTA, J.

JANUARY 28, 2025/R

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