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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(C) 7920/2024

SHRI SURAJ BHAN LOHMOR & ORS

..... Petitioner

Through: Mr. Rajiv Kumar Ghawana and Mr.
Neelaksh Sharma, Advocates

versus

UNION OF INDIA & ORS

..... Respondent

Through: Mr. Subhash Tanwar, CGSC with Mr.
Sandeep Mishra, Mr. Ashish
Choudhary, Advocates for UOI
Mr. Digvijay Rai and Mr. Archit
Mishra, Advocates for R-2
Ms. Manika Tripathy and Mr. Naveen
K. Sarswat, Advocates for DDA

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

28.05.2024

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(The proceeding has been conducted through Hybrid Mode)

CM APPL. 32712/2024

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

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3. This is a writ petition under Article 226 of the Constitution of India, 1950, seeking *inter alia* the following reliefs:-

“(a) issue a writ of certiorari or any other writ or direction thereby setting aside the order dated 14.10.2019 passed by the Nodal officer and further issue a writ of mandamus whereby directing the respondent authorities to allot alternative 5 plots to petitioners in lieu of their acquired community land bearing Khasra No. 1238/2 and 1238/3 measuring area 0-16 Biswa in village Nangal Dewat as mentioned in Annexure C, and issue



allotment letters to the Petitioners after setting aside the rejection order; and”

4. At the outset, Mr. Rai, learned standing counsel for respondent no.2/AAI vehemently opposes the petition and submits that the petitioner has been a part of the previous litigations before this Court as also before the Nodal Officer. He also submits that there have been suits filed by the very same petitioners who are parties here and the same has not been disclosed to this Court. He submits that respondent may be permitted to file a short affidavit along with all the relevant documents including the previous order sheets passed in various litigations before issuing notice or listing it for admission hearing. The said affidavit be filed within four weeks with an advance copy to learned counsel appearing for the petitioner.

5. Mr. Gawana, learned counsel appearing for the petitioner refutes the submissions made by Mr Rai on behalf of respondent no.2.

6. Simultaneously, even the petitioners are also directed to place on record their personal affidavits disclosing all the litigations filed by them in regard to the issue in the present petition and give details of all those matters also where they were parties, within four weeks with an advance copy to Mr. Rai learned counsel appearing for the respondent no.2.

7. List again on 12.09.2024.

TUSHAR RAO GEDELA, J

MAY 28, 2024/ms