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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 12663/2021 & CM Appl.45744/2023**
RAMESH SAINI AND ORS THROUGH GPA VIKAS SAINI

..... Petitioner

Through: Mr. Gaurav Sarin, Mr. S.K. Rout, Ms.
Dimple Dhamija, Mr. Aman Mehrotra
and Mr. Rahul Kumar, Advs.

versus

UNION OF INDIA AND ORS

..... Respondents

Through: Mr. Sanjay Kumar Pathak, Standing
Counsel with Mr. Sunil Kumar Jha,
Mr. M.S. Akhtar and Ms. Mussarrat
Benezeer, Advs. for R-1 to 5.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

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31.01.2024

CM Appl.56206/2023

1. This is an application filed on behalf of LAC seeking to revive the right to file a counter-affidavit.
2. The key question that arises for consideration in the present petition is whether the following lands are falling in larger Khasra No. 63, and have been acquired by the LAC:

S.No.	Khasra Nos.	Area	Award No.	Area Acquired	Balance Area
26.	604/570/63	(0-18)	Nil	Nil	Nil
27.	604/570/63	(3-07)	Nil	Nil	(3-7)



28.	604/570/63	(3-10)	Nil	Nil	(3-10)
29.	19 min	(3-11)	14	(3-3)	0-8

3. According to the counter-affidavit filed by the LAC, the larger Khasra No. 63 comprises of 125 bighas and 128 bighas out of the same were acquired. *Ex facie* the said contention is unacceptable as it is not possible that a larger land could have been acquired from a lesser area.

4. LAC is directed to file a comprehensive affidavit giving a complete reconciliation of the land acquired out of Khasra No. 63 with reference to land owners and the copies of the original land records (Awards and Naksha Muntazamin).

5. The present application is allowed with the aforesaid directions.

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6. List on 16.07.2024.

VIBHU BAKHRU, J

TARA VITASTA GANJU, J

JANUARY 31, 2024/r

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