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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 8489/2024 & CMAPPLs.34941/2024, 63347/2024, 12263/2025**

KRISHAN KUMAR & ORS.

..... Petitioners

Through: Mr. Anand Varma and Ms. Adyasha Nanda, Advocates. (M:9668635939)

versus

DELHI JAL BOARD & ORS.

..... Respondents

Through: Mr. Raghvendra Upadhyay - Panel Counsel GNCTD alongwith Ms. Purnima Jain and Mr. Vaibhav Tripathi, Advs. for R-2 to 4. (M:9818720615)

Mr. Suresh Chand Sharma, Executive Engineer and Mr. R.K. Sharma, Assistant Engineer from PWD.

Mr. Kuldeep Kumar Singh, Representative of Contractor (M-9873528224)

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **22.08.2025**

1. This hearing has been done through hybrid mode.
2. The present writ petition relates to flooding, water logging and drainage issues in the Mundka village area on account of torrential rains. *Vide* order dated 22nd May, 2025, this Court had directed the Public Works Department (hereinafter, 'PWD') to file a progress report regarding the construction of the drain in the Mundka area. The relevant portion of the said order reads as under:

“8. Insofar as the drain is concerned, ld. Counsel for



*the Petitioner submits that in some areas, the drain is not in a straight manner due to unauthorised encroachment etc., To the maximum extent, it shall be ensured that the drain flows smoothly without any impediment and obstructions. **Let a further progress report be filed by the next date of hearing.***

3. Further, *vide* the said order i.e., 22nd May, 2025, the Irrigation and Flood Control Department and the Municipal Corporation of Delhi (hereinafter, ‘MCD’) were also directed to file an affidavit in respect of the road construction in the Mundka area. The relevant portion of the said order reads as under:

“11. In view thereof, let the Irrigation and Flood Control Department and the Municipal Corporation of Delhi file an affidavit in respect of the road construction in the area bearing in mind the fact that the level of roads is not lower than the level of houses and it does not result in greater inconvenience to the residents.”

4. Today, a status report has been placed on record by the PWD giving the status of the Mundka drain. Let the same be taken on record. Ld. Counsel for the Petitioner has also placed on record recent photographs of water logging in the Mundka area. Let the same be also taken on record.

5. It is submitted by Mr. Suresh Chand Sharma, Executive Engineer and Mr. R.K. Sharma, Assistant Engineer from PWD that the Mundka area did have substantial water logging during the recent rains. However, they submit that the reason for the same is because the construction work of the drain is still underway. They further submit that out of the total work, more than 50%



of the work has already been completed in the said area and the progress is slow due to issues of encroachment, etc. However, Mr. Suresh Chand Sharma and Mr. R.K. Sharma have assured the Court that the same would be completed within the next two to three months, after which there would be no likelihood of water logging in the Mundka area.

6. None appears on behalf of MCD. Issue Court notice to Ms. Puja S. Kalra, Id. Standing Counsel for MCD.

7. Accordingly, let the updated status report with images be placed on record by the PWD on the next date of hearing.

8. Moreover, the Irrigation and Flood Department along with MCD shall file their affidavits in terms of paragraph 11 of the order dated 22nd May, 2025 by the next date of hearing.

9. Officials of MCD as also Irrigation and Flood Department along with officials of PWD, who are present in Court today, shall remain physically present in the Court on the next date of hearing.

10. Mr. Suresh Chand Sharma and Mr. R.K. Sharma have also assured today that the budget has been sanctioned for payment to the contractor for construction of the drain and the same would be released within the next 15 days.

11. List on 26th September, 2025.

PRATHIBA M. SINGH, J.

MANMEET PRITAM SINGH ARORA, J.

AUGUST 22, 2025/dk/ck