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

KRISHAN KUMAR & ORS.

.....Petitioners

Through: Mr. Anand Varma & Ms. Apoorva Pandey, Advs. (9560490287).

versus

DELHI JAL BOARD & ORS.

.....Respondents

Through: Ms. Purnima Jain, Advocate, Mr. Mohit Kumar, JB, Irrigation and Flood Control Department, Mr. Vikas Deshwal, JE, PWD, Mr. Kuldeep Kumar Singh, Contractor representative KPCL for R-2 &3. Mr. Deepak Gautam and Mr. Vikas Deshwal, Advs. for PWD. & Ms. Neha Tiwari, Advs. Ms Puja S Kalra, Standing Counsel with Virendra Singh, Advocate, MCD (9312839323) Mr. Manish Srivastava, Mr. Moksh Arora and Mr. Santosh Ramdurg, Advs. for TPDDL (7982486879) Mrs. Avnish Ahlawat SC DTL, Mr Nitesh Kumar Singh, Ms Aliza Alam, Mr Mohnish Sehrawat, Advs. Mr. Bhagvan Swaroop Shukla, CGSC with Mr. D. Tripathi, Adv.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **23.05.2026**

1. This hearing has been done through hybrid mode.



2. This matter relates to the Mundka drain. The contractor- Mr. Kuldeep Kumar Singh submits that the work relating to a stretch of one kilometre of the Mundka drain is yet to be finished. He submits there was a delay in view of the fact that in April, 2026, the traffic police had stopped the construction work of the drain which was being carried out by the said contractor.
3. Mr. Vikas Deswal, JE, Public Works Department (hereinafter, 'PWD'), who is present in Court, submits that the permission granted to the contractor had expired and hence, traffic police had stopped the work for one month.
4. Considering that this work is being supervised by the Court, the traffic police ought not to have stopped the construction work in this manner which has resulted in a delay especially when the monsoon season is impending.
5. Further, the contractor has raised the grievance that after February, 2026, no payment has been received by him. Let the payment of the contractor be also expedited in respect of work which has already completed.
6. Mr. Upadhyay, Id. Counsel for the Government of National Capital Territory of Delhi (hereinafter, 'GNCTD') is also not present today. In these matters, Id. Counsels for the authorities/GNCTD/Union of India have repeatedly been requested to show more diligence inasmuch as these are all infrastructure projects which are being carried out in Delhi in respect of which orders are being passed.
7. Let Mr. Upadhyay, Id. Counsel for the GNCTD to ascertain the status of the payment of the contractor and file a report on the next date of hearing.
8. The Delhi Jal Board (hereinafter, 'DJB') has filed an affidavit pursuant to the order dated 18th April, 2026 to the following effect:-

“1. That it is respectfully submitted that the only issue pertaining to the deponent relates to the commissioning



of internal sewer lines in Mundka Village and their connection to the Sewage Pumping Station. It is further submitted that the sewerage network of Mundka village & Industrial Area was duly laid and already completed.

2. That it is further submitted that the sewerage network of Mundka Village has already been commissioned as the work of construction of 5.5 MGD Lift Station at Ranhola Village has been completed and the same has been commissioned. Consequently, the earlier temporary pumping arrangement has now been discontinued.

3. It is further submitted that the only balance work pertains to the commissioning of the sewerage network of the area situated on the northern side of Rohtak Road, including Mundka Industrial Area. For this purpose, the work of "Providing, Laying and Jointing of 450 mm (OD) HDPE sewer line from Rajdhani Park Enclave to Mundka Industrial Area (North of Rohtak Road) through Open Cut/HDD/Auger Boring Method under EE (PR) SR-I" has already been awarded. Under the said work, approximately 1.0 km sewer line is to be laid along the service road of Rohtak Road from Mundka-Karala Road to Mundka Metro Station and from G.D. Goenka Public School to Rajdhani Park Colony near Metro Pillar No. 453.

4. In compliance with the directions of this Hon'ble Court, a joint meeting with TPDDL, DJB Water Maintenance Wing, PWD, I&FC and other concerned agencies was held on 28.04.2026 under the Chairmanship of Chief Engineer (Drainage) PR-II, Delhi Jal Board. It was decided that Ground Penetrating Radar (GPR) survey would be conducted, followed by trial pits to identify the exact location of underground utilities.



5. During the inspection, various critical utilities including TPDDL 66 kV, 33 kV and 11 kV underground power cables, BSES 66 kV cables, IGL gas pipelines and DJb water mains were found along the proposed alignment. Based on the findings of the GPR survey and trial pits, a technically feasible stretch of approximately 500 metres has been identified where the sewer line is being laid through trenchless technology. For the balance stretch, detailed technical planning and coordination with the concerned utility-owning agencies is being undertaken to finalize the most suitable trenchless alignment and construction methodology so as to safely complete the work without shifting critical utilities or causing disruption to essential public services. The contractor has already mobilized at site and the work has commenced.

6. It is submitted that the laying of sewer line in the identified clear stretch is likely to be completed by 15.08.2026 and the balance stretch through trenchless technology is expected to be completed by 30.09.2026. Thereafter, testing, interconnection and commissioning shall be completed by 31.10.2026, subject to site conditions, coordination with the concerned utility agencies, and weather conditions remaining conducive for uninterrupted execution.

7. It is respectfully submitted that upon completion of the aforesaid work, the remaining sewerage network of Mundka Village and Mundka Industrial Area situated on the northern side of Rohtak Road shall be fully commissioned, thereby providing complete sewerage connectivity to the area.”

9. As can be seen from the above affidavit, the DJB has been able to identify a technically feasible stretch of approximately 500 meters which can be used for the purpose of laying of the sewer line. The deadline given by the



DJB is 15th August, 2026 for laying of the sewer line and for completion of the same is 30th September, 2026.

10. Let the DJB commence the work and file a status report of the progress by the next date of hearing.

11. All agencies running the utilities including BSES, Tata Power Delhi Distribution Limited, IGL and any other agencies shall render complete co-operation to the DJB in this regard.

12. *Vide* order dated 6th November, 2025, the Court had recorded that the Irrigation and Flood Control Department (hereinafter, '*I&FCD*') shall give a plan as to the manner in which the levelling of the road and houses could be done so that the water does not flow into the houses which are at a lower level than the roads. I&FCD was to hold a meeting with the DJB and Municipal Corporation of Delhi (hereinafter, '*MCD*') and file an affidavit in this regard.

13. A letter had been written by I&FCD in respect of construction of North-side Phirni road including the Cremation Ground road at Village Mundka in Mundka AC-08 in District West which reads as under:-



OFFICE OF THE EXECUTIVE ENGINEER: CIVIL DIVISION NO. IX: I&FC DEPTT.:
GOVT. OF NCT OF DELHI: ROHINI OFFICE COMPLEX: SECTOR-15: ROHINI:
DELHI-110089:

E-mail id :- ifccdix@gmail.com

No.F.16 (28)/ EE/CD-IX/DB/2025-26/ 5751-5753

Dated: 17/12/25

To,

Sh. Raghvendra Upadhyay,
Panel Counsel, GNCTD,
LGF-110, World Trade Center,
Baban Road, New Delhi-110001.

Subject: - Regarding written submission in r/o case Krishan Kumar & Ors. Vs Delhi Jal Board & Ors. (Court Case No. W.P. (C) 8489/2024).

Ref:- The Hon'ble High Courts Order dated 06.11.2025.

Sir,

With reference to the order dated 06.11.2025 vide which it was directed that a status report has to be submitted before the court related to the subject work. Following points are also submitted for due consideration in this regard:-

1. The road in question is being constructed against the work named "Construction of North side phirni road including Cremation ground road at Village Mundka in Mundka AC-08 in Distt. West". It is submitted that the overall progress of the work is presently 95% (copy of progress attached).
2. The execution of the work has been currently stopped due to the enforcement of the GRAP guidelines to curb the pollution. It is submitted that the left over portion of the road which is approximately around 50 mtr. in length, will also be completed after the revocation of GRAP guidelines.
3. It is further submitted that the EE (M-II)/NRZ of MCD and the EE (West-3) of DJB were requested for joint inspection vide this office letter No. F.16(28)/EE/CD-IX/DB/2025-26/5448-5451 dated 04.12.2025 but no response/communication has been received from them till date. (copy enclosed)

It is for your kind information & further necessary action please.

Yours faithfully,

Encl:- As above

(PUNEET DUDEJA)
EXECUTIVE ENGINEER
CIVIL DIVISION NO.IX

No.F.16 (28)/ EE/CD-IX/DB/2025-26/ 5751-5753

Dated: 17/12/25

Copy forwarded to:-

1. The Superintending Engineer, Flood Circle-III, I&FC Deptt., Govt. of NCT of Delhi, Rohini Office Complex, Sector-15, Rohini, Delhi-110089.
2. The Assistant Engineer-IV, Civil Division-IX, I&FC Deptt., Govt. of NCT of Delhi, Rohini Office Complex, Sector-15, Rohini, Delhi-110089.

EXECUTIVE ENGINEER
CIVIL DIVISION NO.IX

14. From this letter, it appears that the MCD and the DJB have been requested for joint inspection but they have not cooperated. Mr. Puneet



Dudeja, Executive Engineer, I&FCD shall accordingly hold a meeting with the officials of the DJB and the MCD to finalise this and file a status report on record by the next date of hearing.

15. If there is no response from the officials of the DJB and the MCD, Mr. Puneet Dudeja, Executive Engineer, I&FCD is free to call the lawyers appearing for the MCD and for the DJB in the present matter *i.e.*, Ms. Kalra, Id. Standing Counsel for the MCD and Mr. Haider, Id. Counsel for the DJB to enable the meeting. Mr. Tushar Sannu, Id. Standing Counsel, who is present in Court, submits that he will inform the official of the DJB about today's order.

16. Let the updated status report be placed on record by the I&FCD in this regard as well.

17. List on 29th May, 2026.

PRATHIBA M. SINGH, J.

MANMEET PRITAM SINGH ARORA, J.

MAY 23, 2026

MR/ck