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

+ **W.P.(C) 14185/2022**

SMT. MUKESH KUMARI

..... Petitioner

Through: Mr Arvind Kumar, Mr Anikit Kumar
Vats and Mr. Nikhil Anand, Adv.

versus

NCT OF DELHI AND ANR.

..... Respondents

Through: Ms Aliya Alam and Mr Mohnish
Sehrawat, Advs. for Ms Avnish
Ahlawat, Standing Counsel GNCTD.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

19.03.2024

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[Physical Hearing/Hybrid Hearing (as per request)]

W.P.(C) 14185/2022 & CM APPL. 43362/2022 (stay)

1. In the first call, matter was passed over awaiting arguing counsel for petitioner. In this second call, none has appeared for petitioner. Since board permits today, matter is again passed over.

GIRISH KATHPALIA, J

2. It is in this third call that counsel for petitioner has appeared. I have partly heard both sides. It is contended on behalf of respondents that stay order dated 06.10.2022 was obtained by the petitioner by misrepresenting that husband of petitioner is 100% disabled. On the other hand, counsel for petitioner contends that prior to initiating proceedings under Section 5 of the



Public Premises Act, the allotment was not cancelled formally. To this, counsel for respondents submits that the allotment of government accommodation was wrongly made to the petitioner by the concerned official on the basis of recommendation letter of a Minister and subsequently that allotment was cancelled. In view of submissions made today, learned counsel for respondents also submits that they would file an application to vacate the stay order.

3. Before proceeding further, it would be necessary to examine original records of the Estate Officer. The same be summoned for the next date.

4. Relist on 23.07.2024. Interim orders to continue till next date.

GIRISH KATHPALIA, J

MARCH 19, 2024/ry

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