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

+ W.P.(C) 9462/2024

K.C.RAJESWARI NAIRPetitioner

Through: Mr. B.K. Mishra, Adv.

versus

DELHI DEVELOPMENT AUTHORITYRespondent

Through: Mr. Arun Birbal & Mr. Sanjay
Singh, Advs. for DDA

CORAM:

HON'BLE MR. JUSTICE DHARMESH SHARMA

ORDER

% **12.07.2024**

CM APPL. 38837/2024 – EXMP.

1. Allowed, subject to all just exceptions.
2. The application stands disposed of.

W.P.(C) 9462/2024 & CM APPL. 38836/2024

3. The petitioner is invoking the extraordinary jurisdiction of this Court seeking issuance of appropriate writ, order or direction against the respondents for setting aside/quashing of orders/letters dated 04.04.2016, 22.12.2023 and lastly 24.04.2024.
4. Mr. Arun Birbal, learned counsel for the respondent/DDA is present on advance notice.
5. Having heard learned counsels for the parties present, it appears that originally, the residential flat in question had been allotted to one Mr. Dayanand. However, learned counsel appearing for the DDA alludes to letter dated 22.12.2023, whereby, the DDA upon the representation made by the petitioner for conversion of the flat from



leasehold to freehold, has intimated that Mr. Dayanand was not ever given possession in the first place. It is alleged in the said letter that Mr. Dayanand probably managed to obtain a possession letter from the Division Office in collusion with the officials of the DDA and the matter is pending for an inquiry at the end of DDA and a complaint has been lodged with the police for registration of FIR and for appropriate investigation.

6. Mr. Arun Birbal, learned counsel for the respondent/DDA requests time to seek instructions as to why in the first place, Mr. Dayanand was not entitled to possession.

7. Let a short affidavit be filed in this regard with relevant documents within four weeks from today.

8. Re-notify on 2011.2024.

DHARMESH SHARMA, J.

JULY 12, 2024/sa