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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(C) 778/2024

SURESH VERMA

..... Petitioner

Through: Mr. Rajinder Kumar Uppal,
Advocate.

versus

GOVT OF NCT OF DELHI ORS

..... Respondents

Through: Mr. Adarsh Tripathi, Mr. Vikram S. Baid and Mr. Ajitesh Garg, Advocates for R-5/DMRC.
Mr. Sanjay Kumar Pathak, Standing Counsel with Mr. Sunil Kumar Jha, Mr. M.S. Akhtar, Ms. Nidhi Thakur and Mr. Musarrat Benazeer Hasmi, Akhtar, Advocates for R-10 & 11.
Mr. Vivekanand Mishra, Senior Panel Counsel UOI/ R-12.

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

02.02.2024

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(The proceeding has been conducted through Hybrid Mode)

CM APPL. 6454/2024 (for early hearing)

1. This is an application seeking early hearing of the present petition.
2. Since it is a fresh matter and no notice has been issued previously. The application is allowed.
3. The present petition is taken for consideration today.
4. The application stands disposed of.

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5. The present petition has been filed under Article 226 of the Constitution of India, 1950, *inter alia*, seeking the following prayers :-

“i) To declare the actions of respondents against the law, and direct the respondents not to super fly over their statement passed in CWP 755/1992.

ii) Direct the respondents to remove Metro Pillar on the land of applicant and vacate the room and land of 200 sq. yards occupied by PWD and comply the order dated 4.5.1993.

iii) Direct the MCD to compensate for the illegal demolition of the Building dated 16.11.1991.

iv) Issue a writ in the nature of mandamus or certiorari against SDM to demarcate the land on the application dated 26.05.2016 which is not done by him till date.

v) Issue a writ of certiorari or any other appropriate writ thereby directing to impose penalty on Respondents for their illegal acts.

vi) Issue a writ of certiorari or any other appropriate writ thereby directing to grant compensation to petitioner for loss and damages detriment suffered to whole family of petitioner subject to observations of this Hon'ble Court.

vii) Issue a writ of certiorari or any other appropriate writ thereby directing to take on record written submission to be filed by petitioner to ensure justice is not only done but should also appear to be done and to prevent miscarriage of justice.”

6. Issue Notice.

7. Notice is accepted by Mr. Vikram S. Baid, learned counsel appearing for respondent No.5, Mr. Sanjay Kumar Pathak, learned counsel appearing for respondent Nos. 10 and 11 and Mr. Vivekanand Mishra, learned SPC appearing for respondent No. 12/ UOI.

8. Let notices be issued to the remaining respondents by all permissible modes, upon the petitioner taking appropriate steps within one week.



9. Replies, if any, be filed within six weeks. Rejoinder thereto, if any, be filed within four weeks thereafter.
10. List before the Registrar for completion of pleadings and service on 24.04.2024.
11. The next date already fixed i.e., 29.02.2024 stands cancelled.

TUSHAR RAO GEDELA, J

FEBRUARY 2, 2024/nd