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

+ **W.P.(C) 15013/2025 and CM APPL.61846/2025**

SEWA NAGAR MARKET WELFARE ASSOCIATION (REGD)

.....Petitioner

Through: Mr. Sunil Choudhary, Adv.

versus

UNION OF INDIA & ORS.

.....Respondents

Through: Mr. Shashank Bajpai (CGSC) along
with Mr. Vatsal Tripathi, Ms. Shakun
Sudha Shukla, Advs.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

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26.09.2025

CM APPL.61845/2025 (Exemption)

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

W.P.(C) 15013/2025

3. At the outset, at the request of respective counsel for the parties, the Municipal Corporation of Delhi (MCD) is impleaded as respondent no.4 in the present proceedings. Let an amended memo of parties be filed by the petitioner within a period of one week from today.
4. The present petition has been filed by the petitioner seeking that the respondents be restrained from illegally dispossessing/ relocating the shops/ offices of the members of the petitioner association to any other place which is lesser/ lower with respect to its shape/ size/ location/ area extent of construction, including the social infrastructure building at Kasturba Nagar (Sewa Nagar).



5. Learned counsel for the petitioner draws attention to a communication dated 08.09.2025 issued by the Land & Development Office, Ministry of Housing & Urban Affairs/respondent no. 3 which reads as under:-

“2. This relocation is essential for the integration of the overall campus and external services.”

3. It is important to note that the Central Public Works Department (CPWD) is carrying out the redevelopment work of the GPRA in Kasturba Nagar (Sewa Nagar), and the delay in this project is a cause of concern.

4. As the land-owning agency of the Government of India, we hereby direct you to vacate the said shop in Sewa Nagar Market, which is on government land, and relocate to a newly constructed shop in the social and infrastructure building within 15 days from the date of this Notice.

5. If you fail to comply, the shop will be shifted with the assistance of the local administration.

6. This notice should be treated as most urgent.”

6. It is submitted by learned counsel for the petitioner that the members of the petitioner association have been running the shops/offices in Sewa Nagar Market since a long period of time, to earn their livelihood. It is submitted that it would be wholly arbitrary to shift them in an unceremonious manner and without even knowing the particulars of the shops/offices where they are proposed to be shifted.

7. Issue notice.

8. Learned counsel, as aforesaid, accepts notice on behalf of respondent nos. 1 to 3.

9. Issue notice to the respondent no.4 through all permissible modes, including electronically and through the concerned Standing Counsel.

10. Let reply be filed within a period of two weeks from today. Rejoinder thereto, if any, be filed before the next date of hearing.

11. In the meantime, it is directed that prior to shifting/relocating, the shops/offices owners who have lease deeds in their favour (akin to that



annexed as Annexure-C to the present petition) or conveyance deeds (akin to that annexed as Annexure-D to the present petition), they shall be duly intimated and provided particulars of the exact shops/offices to which they are proposed to be shifted. Further, a reasonable time period of at least 30 days shall be afforded to the said members of the petitioner association for the purpose of shifting.

12. Needless to say, the members of the petitioner association shall be entitled to raise objections/ make representations to the concerned authorities if they are aggrieved with any aspect of the process of shifting to the newly constructed social infrastructure building at Sewa Nagar. The same shall be duly considered by both the Land & Development Office/respondent no. 3 and Municipal Corporation of Delhi (MCD), in accordance with law.

13. List on 17.11.2025.

SACHIN DATTA, J

SEPTEMBER 26, 2025/uk