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

+ **W.P.(C) 1834/2015**

**CAMPAIGN FOR PEOPLE PARTICIPATION IN DEVELOPMENT
PLANNING & ANR**

....Petitioner

Through: Mr.Anil Aggarwal with Mr.K.S.Wahi,
Mr.Madan Mohan, Mr.B.N.Sharma,
Advs.

versus

UNION OF INDIA & ANR

.....Respondents

Through: Mr.Abhijeet Kumar, Adv for
Ms.Rupali Bandhopadhya, CGSC for
UOI.

+ **W.P.(C) 784/2018, CM APPL. 19130/2024 & CM APPL. 41135/2024
SOCIETY FOR ABATEMENT OF ILL - GOVERNANCE**

.....Petitioner

Through: Mr.K.S.Wahi with Mr.Anil Aggarwal,
Mr.Madan Mohan, Mr.B.N.Sharma,
Advs.

versus

UNION OF INDIA & ORS.

.....Respondent

Through: Mr.Abhijeet Kumar, Adv for
Ms.Rupali Bandhopadhya, CGSC for
UOI.

Mr.Sumit K Batra, Adv for R-2.
Ms.Puja Kalra, ASC & Mr.Tushar
Sannu, ASC with Mr.Sourav Verma,
Mr.Virender Singh, Adv for NDMC.
Ms.Kritika Gupta with Mr.Arkaj



Kumar, Advs for DDA.
Ms.Monika Arora with
Mr.Subhrodeep Saha, Mr.Prabhat
Kumar, Ms.Anamika Thakur, Advs
for R-4, 5, 6.
Mr.Shohit Chaudhry, Adv for
Committee.

CORAM:
HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER
02.07.2025

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1. Learned counsel representing the Union of India has stated that in terms of the judgment and order dated 15.12.2017 passed by the Hon'ble Supreme Court in W.P(C) 4677/1985[***M.C.Mehta v. Union of India & Ors.***], the subject matter of these writ petitions are already engaging attention of the Hon'ble Supreme Court in certain writ petitions.
2. Accordingly, it has been prayed that hearing of these petitions may await the outcome of the writ petitions pending before the Hon'ble Supreme Court.
3. The aforesaid submission, however, is being denied by learned counsel representing the petitioners, who have stated that challenge in these petitions are confined to the National Capital Territory of Delhi Laws (Special Provisions) Act, 2011 and National Capital Territory of Delhi Laws (Special Provisions) Second (Amendment) Act, 2014, whereas the subject matter of the petitions pending before the Hon'ble Supreme Court is the National Capital Territory of Delhi Laws (Special Provisions) Ordinance 2006, which was subsequently converted into Act no.43 of 2007 and subsequent



legislations. Their submission is that the 2011 Act namely Act no.20 of 2011 is a substantial departure from 2006 Ordinance and subsequent enactments whereby the time period of application of the provisions of the Ordinance and Act were extendable from time to time. It is their further submission that this is the reason why the Act no.20 of 2011 has been described as Second Act 2011 and it cannot be termed to be in continuation of the 2006 Ordinance/Act.

4. Let an affidavit be filed by the respondent/Union of India in this regard within a week, after serving a copy thereof to the learned counsel for the petitioners.

5. Reply to such an affidavit shall be filed by the petitioners before the next date of listing.

6. List on 16.07.2025.

DEVENDRA KUMAR UPADHYAYA, CJ

TUSHAR RAO GEDELA, J

JULY 2, 2025

S.Rawat