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

+ **W.P.(C) 17794/2025**

M/S FARGO DEVELOPERS AND INFRASTRUCTURE PVT. LTD

.....Petitioner

Through: Mr. Rajesh Yadav Sr. Adv. with Mr.
Bharat Arora, Adv.

versus

STATE OF NCT DELHI AND ORS

.....Respondents

Through: Mr Sanjay Kumar Pathak standing
counsel with Mr Sunil Kumar Jha Mr
Mohd Sueb Akhtar, Adv.
Ms. Manika Tripathy SC for DDA
with Mr. Aakash Mohar and Mr.
Saksham Singh, Adv.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE MADHU JAIN

ORDER

% **23.03.2026**

1. This hearing has been done through hybrid mode.
2. On the previous date of hearing *i.e.*, 11 February, 2026 the Court had noted that the questions raised in the present petition are two-fold:
 - (i) Whether the present petition is barred by limitation; and
 - (ii) Whether the right to claim compensation can be assigned or not?
3. Today, the Court has briefly heard Mr. Rajesh Yadav, Id. Sr.Counsel for the Petitioner.
4. Id. Counsel for the Petitioner has placed reliance upon the judgement of the Supreme Court in ***Dharnidhar Mishra (D) and Anr. v. State of Bihar***



and Ors. 2024 10 SCC 605 to argue that in cases of compensation, delay would not come in the exercise of jurisdiction by the Court.

5. Further, Id. Counsel for the Petitioner has also placed reliance upon the Assignment Deed dated 27th June, 2007 to argue that the Petitioner is not praying for quashing of the notification under Section 4 of the Land Acquisition Act, 1894 , however, the Petitioner is merely praying for compensation in respect of the land acquired.

6. In fact, it is also submitted by Id. Counsel for the Petitioner that a sum of Rs. 12,72,38,012.60/- was deposited with the Land Acquisition Collector as the compensation in this matter. However, only Rs. 93,29,940.49/- has been disbursed.

7. Additionally, Id. Counsel for the Petitioner has also relied upon a compensation chart dated 8th February, 2021, which would show that out of 677 beneficiaries, compensation in respect of only 81 beneficiaries was paid.

8. On the strength of all these documents, release of compensation is sought by the Petitioner.

9. On the other hand, Mr Sanjay Kumar Pathak, Id. Counsel for the Land Acquisition Collector and Ms. Manika Tripathy, Id. Counsel for the Delhi Development Authority have not been able to show any judgement to support the submission that delay would bar the present petition.

10. Accordingly, Issue notice. Notice is accepted by Mr. Sanjay Kumar Pathak, Id. Counsel for the Respondent No. 2-Land Acquisition Collector. Ms. Manika Tripathy, Id. Standing Counsel accepts notice on behalf of Respondent No.3-Delhi Development Authority.

11. Let a counter affidavit be filed within four weeks. Rejoinder be filed within four weeks, thereafter.



12. List on 6th August, 2026.

PRATHIBA M. SINGH, J.

MADHU JAIN, J.

MARCH 23, 2026/prg/sm