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

+ W.P.(C) 2399/2017 & CM No.10351/2017

SUREDNER SINGH RAO

..... Petitioner

Through: Mr. Jai Sahai Endlaw, Advocate

versus

NEW DELHI MUNICIPAL COUNCIL AND ANR..... Respondents

Through: Ms.Malvika Trivedi, Ms.Sriparna Chaudhary, Advocates for respondent no.1.

Ms.Ruchi Jain, Advocate for respondent no.3.

CORAM:

HON'BLE MR. JUSTICE J.R. MIDHA

ORDER

% **22.01.2018**

1. Learned counsel for the Central Government submits that vide letters dated 15th January, 2018 and 19th January, 2018, the petitioner has been requested to complete the formalities for allotment of a flat from the personal quota of the Minister of Steel, Central Government. It is submitted that the petitioner has not completed the necessary formalities. It is further submitted that the petitioner is entitled to Type IV-S accommodation.
2. Learned counsel for the petitioner submits that he is entitled to retain Type V allotment in terms of the circular dated 3rd May, 1975. Reference is also made to the letters dated 22nd August, 2016 (Annexure A-9), 16th September, 2016 (Annexure A-10) and 3rd March, 2017 (Annexure A-16) which clearly records the Central Government stand for retention of Type V flat by the petitioner.
3. Learned counsel for the petitioner submits that he shall complete the



formalities in terms of letters dated 15th January, 2018 and 19th January, 2018 within one week from today.

4. Upon the petitioner completing the necessary formalities, the Central Government shall allot a flat to the petitioner. The Central Government shall consider the letters dated 22nd August, 2016 (Annexure A-9), 16th September, 2016 (Annexure A-10) and 3rd March, 2017 (Annexure A-16) at the time of taking the decision. Let the appropriate order be passed by the Central Government within two weeks of the petitioner completing the necessary formalities.

5. Learned counsel for the NDMC submits that the NDMC shall consider the inter-pool exchange only if a Type V accommodation is allotted to the petitioner failing which the petitioner would be liable to handover the vacant and peaceful possession of the Type V accommodation.

6. The order of Central Government be placed before this Court on the next date of hearing.

7. List for consideration on 21st February, 2018.

8. Copy of this order be given *dasti* to counsel for the parties under the signature of the Court Master.

J.R. MIDHA, J.

JANUARY 22, 2018

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