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

+ CONT.CAS(C) 67/2016 & CM APPL. 69232/2024

FRATERNITY AGAINST CORRUPTION (REG TRUST).....Petitioner

Through: Mr.Medhanshu Tripathi,
Mr.TusharTokas, Ms.Arvinde Kaur,
Mr.Manas Rai and Ms.Aditi Singh,
Advs.

versus

ARUN GOEL & ORSRespondents

Through: Ms.ShobhanaTakiar, SC for DDA.
Mr.Sanjeev Sabharwal, SC for MCD.
Mr.Aadil Singh Boparai and
Mr.Abhishek Dubey, Advs for
Intervenor.

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+ W.P.(C) 5926/2013,CM APPL. 13070/2013, CRL.M.A. 17907/2014,
CRL.M.A. 17911/2014, CM APPL. 18677/2014, CRL.M.A. 575/2015,
CRL.M.A. 576/2015, CM APPL. 35451/2016, CM APPL. 35452/2016,
CM APPL. 35454/2016, CM APPL. 38849/2023, CM APPL.
64079/2023, CM APPL. 64080/2023, CM APPL. 64305/2023, CM
APPL. 64306/2023, CM APPL. 69160/2024,CRL.M.A. 575/2015 &
CRL.M.A. 576/2015

FRATERNITY AGAINST CORRUPTION (REG. TRUST)

.....Petitioner

Through: Mr.Medhanshu Tripathi,
Mr.TusharTokas, Ms.Arvinde Kaur,
Mr.Manas Rai and Ms.Aditi Singh,
Advs.

versus

DELHI DEVELOPMENT AUTHORITY & ORS.Respondents

Through: Mr.Sanjeev Sabharwal, SC for MCD.
Mr.VikrantN.Goyal, Mr.Kunal Dixit,
Mr.Piyush Wadhwa and
Mr.YashBasoya, Advs for DP.



Mr.Sharique Hussain, Adv for BSES.
Ms.Sangeeta Bharti, SC for DJB with
Ms.MalviBalyan, Adv.
Ms.Kirti Garg, Adv for BSES.
Mr.Aadil Singh Boparai and
Mr.Abhishek Dubey, Advs for
Intervenor.
Inspector, Kishore Kumar, PS Vasant
Kunj North.

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

ORDER
12.12.2025

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1. Pursuant to our order dated 10.10.2025, an affidavit dated 20.11.2025, has been filed by the respondent-DDA. The said affidavit appears deficient in as much as it does not contain necessary details which are relevant to the issues engaging the attention of this Court. Thus, the said affidavit will not be taken on record.
2. Let a fresh self-explanatory affidavit be filed by the respondent-DDA in the context of the issues engaging our attention in this petition which shall be filed within a period of two weeks, response, whereof, shall be filed by the petitioner by the next date of listing.
3. Learned counsel representing the respondent-MCD files a Status Report, which is taken on record.
4. Let a copy of the Status Report filed on behalf of the respondent-MCD be served upon the learned counsel for the respondent-DDA, who may file response to the said Status Report, if any, within a period of two weeks from today.
5. Having gone through the affidavits filed by the respondent-DDA, as also the respondent-MCD, we are of the opinion that factual aspects on the spot



needs to be ascertained by a Commission to be appointed by this Court.

6. Accordingly, we appoint a Commission comprising of two practicing lawyers of this Court, to execute a Commission to ascertain the facts in respect of the following three properties (i) 111/9 admeasuring 2600 sq. yards, Aruna Asaf Ali Road, Kishan Garh, Vasant Kunj;

(ii) 76/9 Plot no.3 admeasuring 1400 sq. yards, Aruna Asaf Ali Road, Kishan Garh, Vasant Kunt and (iii) property bearing Khasra no.1222 (old no.2797/2026/1675) admeasuring 3400 sq. yards at Aruna Asaf Ali Road, Kishan Garh, Vasant Kunj, New Delhi.

7. The Advocate Commissioners shall ascertain as to how much area of the aforesaid pieces of land is lying vacant and how much area is under occupation.

8. The Advocate Commissioners shall also ascertain as to who is in possession, if certain portions of the said land which are under occupation. The Advocate Commissioners will also interact with the concerned officers of respondent-DDA and respondent-MCD and shall ascertain on the basis of documents, as to the use to which land in these properties are to be put to.

9. We direct that the officials of respondent-DDA and respondent-MCD shall extend their full cooperation to the Advocate Commissioners, which shall be ensured by the Municipal Commissioner, MCD and Vice Chairman, DDA. We also direct that while ascertaining the facts by way of survey or otherwise, the necessary information about these plots including master plan(s), maps, conveyance deed(s), agreement to sell, etc., shall also be provided by the officials of the respondent-DDA and respondent-MCD to the Advocate Commissioners.

10. The S.H.O. of the Police Station, Kishan Garh, shall depute adequate number of police personnel with the Advocate Commissioners while they execute the Commission under this order.

11. The Advocate Commissioners shall be paid their fee to execute this



Commission under this order by the respondent-DDA which we quantify to be Rs.50,000/-, to be paid to each of the Advocate Commissioners. The said fee shall be paid in advance.

12. The details of the Advocate Commissioners is as follows:-

<i>Name</i>	<i>Address</i>	<i>Contact No.</i>	<i>Email</i>
<i>Ms. Harshita Singh</i>	<i>C-57, Jangpura, Extension, New Delhi - 110014</i>	<i>8587840444</i>	<i>singh.harshita4321@gmail.com</i>
<i>Ms. Aditi Ajeet Saxena</i>	<i>R-907, Amrapali Silicon Citym, Sector 76, Noida, U.P.</i>	<i>7065301612</i>	<i>aditi.saxena1@outlook.com</i>

13. Ms.ShobhanaTakiar and Mr.Sanjeev Sabharwal, learned counsel representing, respondent-DDA and respondent-MCD respectively, shall coordinate between the Advocate Commissioners and the respective officials of the respondents – DDA and MCD to ensure that the Commission is executed appropriately and smoothly.

14. The Registry is directed to send a copy of this order to the S.H.O., Police Station, Kishan Garh forthwith.

15. The Advocate Commissioners are directed to submit their report within a month. The Advocate Commissioners while conducting the survey and ascertaining the facts as aforesaid, shall be permitted to take photographs and conduct videography as well.

16. List on 15.01.2026.

DEVENDRA KUMAR UPADHYAYA, CJ

TUSHAR RAO GEDELA, J

DECEMBER 12, 2025/MJ