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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(C) 6969/2018 & CM APPL. 26397/2018

MAZDOOR AWAS AND KALYAN SAMITI Petitioner

Through: Mr. Deepak Kumar Singh, Adv.

versus

NORTHERN RAILWAY AND ORS. Respondents

Through: Mr. Gaurang Kanth, Adv. for SDMC.

Mr. Parvinder Chauhan, Standing
Counsel with Mr. Nitin Jain, Adv. for
DUSIB.

Mr. Satyakam, ASC, GNCTD with Mr.
Shashwat Parihar, Adv. for R-4 & 5.
Mr. Ripu Daman Bhardwaj, CGSC
with Mr. T.P. Singh, Adv. for
R-6/UOI.

Mr. Om Prakash, Adv. for Northern
Railway.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE V. KAMESWAR RAO

ORDER

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30.08.2018

CM APPL. 27924/2018

On 17.07.2018, this Court was apprised of the fact that the Northern Railway is awaiting information and nomination by Delhi Urban Shelter Improvement Board (DUSIB) in order to comply with the directions made in the earlier order passed on 06.07.2018. On the same day, CEO of DUSIB was directed to forthwith communicate the particulars of the persons and authorities who would join the Northern Railway for conducting the joint survey. Today, we are informed that the Northern Railway has received the communication from DUSIB and they pray for two weeks' time to conduct the joint survey. However, a complaint is made by the counsel representing the DUSIB that

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various correspondences and communications made to the Northern Railway are not being responded to and the Northern Railway is not co-operating in conducting the joint survey as directed by this Court. If that be so, we would take stern action against the officials of the Northern Railway who are not co-operating with DUSIB in conducting joint survey. On 17.07.2018, we had granted five days' time for conducting the joint survey and it is noted that even after more than a month having passed nothing has been done.

It is further pointed out that as the Northern Railway was not co-operating in conducting of the joint survey, DUSIB had already conducted the survey unilaterally without their co-operation. If that be so, a copy of the survey conducted by the DUSIB be handed over to the counsel representing the Northern Railway during the course of the day. Both the officials of DUSIB and Northern Railway are directed to conduct the joint survey within 10 days from today and submit a report before this Court.

List on 26.09.2018.

Needless to emphasize that if on 26.09.2018 the survey report is not submitted, the officials of the Northern Railway or the DUSIB who would be responsible for the default would be taken to task and this Court would not hesitate to take coercive action against the officials.

Order *dasti* under the signatures of the Court Master.

CHIEF JUSTICE

V. KAMESWAR RAO, J

AUGUST 30, 2018/kks