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

+ W.P.(C) 9517/2018 & CM APPL. 17043/2024

CHET RAM

..... Petitioner

Through: Mr. Himanshu Sehrawat, Adv.
(Through VC)

versus

DELHI DEVELOPMENT AUTHORITY

..... Respondent

Through: Mr. Akshay Chandra, Adv. for R-1.
M: 9910401230
Mr. Anupam Srivastava, ASC,
GNCTD with Mr. Vasuh Mishra,
Adv. for R-2.

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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19.03.2024

CM APPL. 17043/2024

1. The present application has been filed seeking urgent interim directions against the respondent no.1 from entering into the land exclusively owned by the petitioners and conducting the demolition drive which is going around the agricultural lands owned by/of the petitioners.
2. It is submitted that respondent no.1 under the garb of demolition drive, is threatening to destroy the standing crops of the petitioners using the petitioners' agricultural lands as pathway for heavy machinery.
3. Per contra, learned counsel appearing for the respondents have drawn the attention of this Court to the prayer in the present application, wherein mention has been made of Khasra Nos. 219, 220 and 221.



4. The prayer clause as mentioned in the present application reads under:

“xxx xxx xxx

i. Issue interim direction to Respondents to not interfere with possession and enjoyment of the property of the Petitioners by entering in lands of Petitioners being 1-19 bigha in Khasra no. 220 min, 3-2 bigha in Khasra no. 219 min, 0-2 bigha in Khasra no. 89 and 4-2 bigha in Khasra no. 221 in village Nangli Rajapur, Tehsil Mehrauli, District South-East Delhi.

xxx xxx xxx”

5. Attention of this Court has also been drawn to the prayer made in the main writ petition, wherein some other Khasra Nos. viz. 39, 40 and 41 have been mentioned. Prayer ‘a’ of the writ petition, showing the description of the agricultural land which is stated to be owned by the petitioner, reads as under:

“xxx xxx xxx

(a) issue a writ of mandamus or a direction or order in the nature of mandamus to the Respondent-Delhi Development Authority to demarcate the land belonging to Delhi Development Authority around and adjacent to the land owned and being cultivated by the petitioner being 1/4th of total agricultural land admeasuring 122 bigha 18-1/2 biswas falling in Khasra Nos.39, 40 and 41 located in village Nangli Rajapur, Taraf Ghiraunda, Tehsil Mehrauli, District South East Delhi, Delhi; and

xxx xxx xxx”

6. Perusal of the aforesaid clearly shows that the description of the property as given in the present application does not match with the description of the property qua which prayer has been made in the main writ petition.

7. Accordingly, the present application is dismissed.

MINI PUSHKARNA, J

MARCH 19, 2024/kr