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

+ **CONT.CAS(C) 864/2017**

KAILASH NATH MISHRA & ORS

..... Petitioners

Through: Ms. Shobhana Takiar and Mr. Kuljeet Singh, Advocates.

Mob: 9810982950

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versus

RENU SHARMA GOVT OF NCT OF DELHI & ANR

..... Respondents

Through: Mr. Anuj Aggarwal, ASC, GNCTD with Ms. Arshya Singh, Mr. Yash Upadhyay and Mr. Siddhant Dutt, Advocates for R-1.

Mob: 9891363718

Ms. Monika Arora, CGSC with Mr. Subhradeep Saha and Mr. Kushal, Advocates for UOI.

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Ms. Aakriti Garg, Advocate for Mr. Parvinder Chauhan, Advocate for DUSIB

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+ **CONT.CAS(C) 515/2019**

MEERA DEVI

..... Petitioner

Through: None.

versus

SHURBIR SINGH & ANR.

..... Respondents

Through: Ms. Aakriti Garg, Advocate for Mr. Parvinder Chauhan, Advocate for



DUSIB

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Mr. Manish Kumar, SPC for R-3.

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CONT.CAS(C) 936/2021 & CM APPL. 42858/2022, CM APPL. 45513/2022, CM APPL. 24379/2023

MATHURA PRASAD & ORS.

..... Petitioners

Through: Ms. Diya Kapur, Ms. Gauri Puri, Ms. Aditi Gupta, Mr. Raghav Kumar and Ms. Karuvaki Mohanty, Mr. Aditya and Ms. Gehna, Advocates.

versus

AJAY YADAV AND ORS

..... Respondents

Through: Ms. Aakriti Garg, Advocate for Mr. Parvinder Chauhan, Advocate for DUSIB

Mob: 8077154576

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Ms. Sakshi Popli, Additional Standing Counsel for NDMC.

Mr. Vikrant N Goyal, Advocate and Mr. Ahwan Mohapatra, Proxy Counsel for UOI

Mob: 9437085895

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

28.02.2024

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1. Learned counsel appearing for the petitioner in *CONT.CAS(C) 936/2021*, has brought to the notice of this Court the judgment dated 27th November, 2019, wherein the petitioners, who were earlier a part of jhuggi



jhopri basti in East Kidwai Nagar, New Delhi, have been found to be eligible as per the Rehabilitation Policy, 2015 of the Delhi Urban Shelter Improvement Board (“DUSIB”).

2. She has further drawn the attention of this Court to the order dated 18th September, 2023 passed by the Division Bench in *W.P.(C) 9470/2022*, titled as *Court on its own motion Versus Union of India and Others*, wherein the Division Bench has directed constitution of a High-Powered Committee. Attention of this Court has been drawn to Paras 5, 6, 9.1 and 9.2 of the aforesaid order. Paras 9.1 and 9.2 pertaining to the constitution of the High-Powered Committee read as under:

“xxx xxx xxx

9.1 A High-Powered Committee comprising of Secretary, MoHUA, Government of India, Vice-Chairperson, Delhi Development Authority, Chairperson, DUSIB, Principal Secretary, GNCTD, Chairperson, Delhi Jal Board, and Chairperson, DSIIDC, shall be established immediately. This Committee will be tasked with streamlining the process of house allotment to eligible beneficiaries. Immediate steps should be taken for allotment of 9,104 constructed flats to the eligible beneficiaries. The Committee members shall be authorized to co-opt additional officers from concerned governmental divisions or departments, as deemed necessary to efficaciously implement the directives.

9.2 The Committee will chalk out a clear and concise policy for the allocation and allotment of houses, particularly addressing the concerns raised about ARHCs and the Rehabilitation Policy, 2015. Priority must be given to those who have already paid their dues and those who are in dire need of shelter.

xxx xxx xxx”

3. Learned counsel further submits that pursuant to the aforesaid constitution of the High-Powered Committee, the petitioners herein have already filed a representation with the aforesaid High-Powered Committee. However, no response has been received by the petitioners till date. She



further submits that in terms of the aforesaid order dated 18th September, 2023 passed by the learned Division Bench, priority has to be given to all those who have already paid their dues.

4. She further draws the attention of this Court to the letter dated 22nd March, 2021 issued by the DUSIB, wherein it has specifically been noted that the occupants of JJ Basti, Khushak Nallah, Kidwai Nagar shall be relocated at Sector-16B, Dwarka, Delhi which was identified as the proposed relocation site for the said persons. Thus, she submits that the aforesaid flats situated in Sector-16B, Dwarka, Delhi, have already been identified for the purposes of allotment to the petitioners.

5. In view thereof, it is directed that the respondents shall file a Status Report with respect to the representation of the petitioners before the High-Powered committee.

6. At request of learned counsel for the DUSIB, the Status Report shall be filed within a period of eight weeks,.

7. Rejoinder, if any, be filed within a period of two weeks thereafter.

8. Re-notify on 28th May, 2024.

MINI PUSHKARNA, J

FEBRUARY 28, 2024

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