

ITEM NO.21

COURT NO.3

SECTION PIL-W

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition(s)(Civil) No(s). 55/2003

E.R. KUMAR & ANR.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IA No. 156017/2023 - APPLICATION FOR PERMISSION)

WITH

W.P.(C) No. 572/2003 (PIL-W)

IA No. 23228/2024 - CLARIFICATION/DIRECTION)

Date : 11-03-2024 These matters were called on for hearing today.

CORAM :

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HON'BLE MR. JUSTICE SANDEEP MEHTA

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Petitioner-in-person

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UPON hearing the counsel the Court made the following
O R D E R

IA No. 156017/2023 in W.P.(C) No(s). 55/2003 and IA No. 23228 of 2024 in W.P.(C) No. 572/2003

1. The grievance of the applicant is that the temporary shelter home(s) provided at Yamuna Bazar have been illegally closed by the Delhi Urban Shelter Improvement Board (for short 'DUSIB').
2. It is submitted that inmates of the said shelter home(s), on account of an illegal act of the DUSIB in locking the said shelters, had to spend their nights in winter on streets.
3. *Per contra* on behalf of the DUSIB, it is submitted that on account of heavy rains in the month of July, 2023, the temporary shelter home(s) were completely submerged in the water and as such, the inmates had to be shifted from the said shelter home(s). It is further submitted that the DUSIB has two floors available having an area of 428 square meters in the building dedicated for homeless at Geeta Colony. It is

submitted that the said facility is sufficient enough to accommodate all the inmates of the shelter home(s) at Yamuna Bazar.

4. Shri Prashant Bhushan, learned counsel appearing for the applicant submits that the distance between the Yamuna Bazar to Geeta Colony is quite long and in addition, there is no mode of public transport available. He further submitted that there are other issues like maintenance and adequate number of toilets, etc.

5. In view of this disputed position, we find that it will be appropriate that the shelter home(s) at Geeta Colony are inspected by Mr. Yajuvender Singh, Director, NALSA or any other Officer appointed by the said Director to inspect the said shelter home(s) at Geeta Colony and submit report to this Court.

6. The report shall also contain as to whether there is a public transport facility available from the Yamuna Bazar to Geeta Colony. The report be submitted within two weeks from today.

7. Needless to state that the DUSIB shall rendered necessary assistance to the Director, NALSA for inspection of the premises.

8. List these applications after ensuing Holi Vacation.

(DEEPAK SINGH)
COURT MASTER (SH)

(DIPTI KHURANA)
ASSISTANT REGISTRAR