

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Writ Petition(s)(Civil) No(s). 348/2023

GOVERNMENT OF NCT OF DELHI

Petitioner(s)

VERSUS

OFFICE OF LIEUTENANT GOVERNOR OF DELHI

Respondent(s)

([HEARD BY : HON. THE CHIEF JUSTICE, HON. PAMIDIGHANTAM SRI
NARASIMHA AND HON. J.B. PARDIWALA, JJ.])IA No. 53534/2023 - GRANT OF INTERIM RELIEF
IA No. 59804/2023 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)Date : 05-08-2024 This petition was called on for pronouncement of
judgment today.

For Petitioner(s) Dr. Abhishekh Manu Singhvi, Sr. Adv.
Mr. Shadan Farasat, AOR
Mr. Amit Bhandari, Adv.
Mr. Aman Sharma, Adv.
Mr. Shourya Dasgupta, Adv.
Mr. Aman Naqvi, Adv.
Ms. Natasha Maheshwari, Adv.
Ms. Mreganka Kukreja, Adv.
Mr. Prannv Dhawan, Adv.
Mr. Shadab Azhar, Adv.
Ms. Niharika Srivastava, Adv.
Ms. Hrishika Jain, Adv.

For Respondent(s) Mr. Tushar Mehta, Solicitor General
Mr. Sanjay Jain, Sr. Adv.
Mr. Arkaj Kumar, Adv.
Ms. Bani Dixit, Adv.
Mr. Padmesh Mishra, Adv.
Mr. Kanu Agrawal, Adv.
Ms. Tanya Aggarwal, Adv.
Mr. Madhav Sinhal, Adv.
Mr. Bhuvan Kapoor, Adv.
Mr. Mukesh Kumar Maroria, Adv.
Mr. Shreekant Neelappa Terdal, AOR

1. Hon'ble Mr. Justice Pamidighantam Sri Narasimha pronounced the judgment of the Bench comprising Hon'ble The Chief Justice of India, His Lordship and Hon'ble Mr. Justice J.B. Pardiwala.

2. The Writ Petition stands dismissed in terms of the signed reportable judgment. Paragraphs 39 to 42 of the Judgment read as under:-

“39. Having examined the provisions of the Act, we are of the opinion that Section 3(3)(b)(i) of the Delhi Municipal Corporation Act is a Parliamentary enactment vesting the power of nomination of persons with special knowledge in municipal administration with the Lt. Governor. The power is to be exercised as a statutory duty of the Lt. Governor and not as the executive power of the Government of NCTD.

40. For the reasons stated above, the notifications dated 03.01.2023 and 04.01.2023 issued by the Lt. Governor under Section 3(3)(b)(i) are not in violation of Article 239AA read with Section 41 of the GNCTD Act.

41. Accordingly, this Writ Petition (C) No. 348 of 2023 under Article 32 of the Constitution of India is dismissed.

42. No order as to costs.”

3. Pending application(s), if any, stand disposed of.

(KAPIL TANDON)
COURT MASTER (SH)

(NIDHI WASON)
COURT MASTER (NSH)

(Signed Reportable Judgment is placed on the file.)