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* IN THE HIGH COURT OF DELHI AT NEW DELHI

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+ W.P.(C) 4697/2013

RAM PRAKASH

..... Petitioner

Through: Mr. K.C. Maini, Advocate with
Mr. Amandeep Maini, Advocate.

versus

DELHI DEVELOPMENT
AUTHORITY & OTHERS

..... Respondents

Through: Mr. Rajiv Bansal, Advocate with
Ms. Meena Kashyap and Mr. Abhik
Chimni, Advocates for DDA.
Ms. Raavi Birbal, Advocate for
respondents No.2 to 4.

And

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+ W.P.(C) 4707/2013

DARSHANA RANI

..... Petitioner

Through: Mr. K.C. Maini, Advocate with
Mr. Amandeep Maini, Advocate.

versus

DELHI DEVELOPMENT
AUTHORITY & OTHERS

..... Respondents

Through: Mr. Rajiv Bansal, Advocate with
Ms. Meena Kashyap and Mr. Abhik
Chimni, Advocates for DDA.
Ms. Vibha Mahajan Seth, Advocate for
respondents No.2 to 4.

W.P.(C) 4697/2013 & W.P.(C) 4707/2013

page 1 of 4.

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the physical file and no page is missing.

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**CORAM:
HON'BLE MR. JUSTICE MANMOHAN**

ORDER

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26.07.2013

CM Appl. 10728/2013 (exemption) in W.P.(C) 4697/2013

CM Appl. 10738/2013 (exemption) in W.P.(C) 4707/2013

Keeping in view the averments in the applications, the same are allowed, subject to just exceptions.

Accordingly, present applications stand disposed of.

W.P.(C) 4697/2013 & W.P.(C) 4707/2013

Present writ petitions have been filed for issuance of a direction to the respondents to hand over possession of flats under the Rehabilitation Scheme for Punjab migrants.

It is the case of the petitioners that though they had been allotted flats under the aforesaid Rehabilitation Scheme and have paid the entire amount asked for by Delhi Development Authority, yet they have not been allotted flats on the basis of letters written by the SDM.

Learned counsel for petitioners states that an identical petition has been disposed of by this Court vide order dated 21st May, 2013 in W.P.(C) No.2119/2013.

Mr. Rajiv Bansal, learned counsel for respondent No.1/DDA states that he has no objection if the present petitions are also disposed of in terms of the order dated 21st May, 2013.

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Keeping in view the order dated 21st May, 2013 in W.P.(C) No.2119/2013 as well as the fact that the allotment of flats to petitioners and investigation has been pending for the last nearly seven years, present petitions stand disposed of with the following directions:-

- 1) the petitioners shall appear before Director (Housing) of DDA at 03.00 PM on 22nd August, 2013 in office at Vikas Sadan, INA, New Delhi along with all the original documents, including original registrations slips, original challans, original demand letter and proof of their identify as well as their present address. The SDM (West), Punjabi Bagh shall also remain present at that time along with relevant files. After carrying out necessary verifications including the genuineness and identify of the allottee, the possession of the flat allotted to him shall be delivered within eight weeks of such verification provided all other necessary formalities in this regard are completed. DDA before issuing possession letter will also verify that the payment in terms of the demand letter was made within the time stipulated in this regard in the said letter.
- 2) The SDM (West), Punjabi Bagh shall also help in the process of verification to be carried out in terms of this order.
- 3) The original NOC which has been submitted to DDA shall also be verified at the time of the aforesaid hearing.

- 4) DDA shall also ensure that not more than one allotment is made against one set of documents and there has been no breach of the terms of the Scheme, by the allottee.
- 5) Handing over possession in terms of this order shall not affect the investigation by Delhi Police.

Order dasti.


MANMOHAN, J

JULY 26, 2013

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*Fasti GM No. 11700/2013 by Pet to
deplace the name SOM (west), Punjabi Bagh
with SOM Kalaji*