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

Judgment delivered on: 29th April, 2015

+ W.P.(C) No. 400/2015

SUNITA BHARDWAJ Petitioner
Represented by: Petitioner in person.

Versus

DELHI JAL BOARD & ANR. Respondents
Represented by: Mr. Jayendra, Advocate for
Respondent No.1 with Mr. Munish Kumar, EE
(SW) III, Mr. V.P. Tanwar, Jt. Director and Mr.
Chattar Singh, ZRO (SW) III.
Mr. Vikas Mahajan, CGSC and Mr. A.N. Singh,
Advocate for Respondent No.2.

**CORAM:
HON'BLE MR. JUSTICE SURESH KAIT**

SURESH KAIT, J. (Oral)

**+ W.P.(C) No. 400/2015 & CM Nos. 663/2015, 6334/2015 &
7653/2015**

1. Vide the present petition, petitioner seeks directions thereby directing the respondent No.1 to grant water connection to the petitioner on her application dated 18.11.2014 bearing No.1955088811.

2. Petitioner appears in person and states that there are four apartments in Plot No.1, Rao Tula Ram Marg, New Delhi, and she is residing in Flat No.2 of the aforesaid plot.

3. The respondent No.1/Delhi Jal Board (DJB) has rejected the case of the petitioner on the ground that as per Regulation 3(e) in Chapter II of Delhi Water and Sewer (Tariff and Metering Regulations), 2012, no individual water connection will be sanctioned to any flat or house and Co-operative Group Housing Society/Apartment Complex or other domestic/non-domestic complex, where bulk water connection either exists or is required to be given under the policy of the Board. As per Regulation 3(g) of the said Regulation, individual water connection will be sanctioned for a single dwelling unit/floor subject to maximum of six in a property. The petitioner is resident of the apartment building wherein bulk connection is already in existence.

4. While hearing the matter yesterday, i.e., 28.04.2015, at the request of counsel for the respondent No.1, case was adjourned for today as said respondent wanted to visit the premises in question for inspection.

5. Pursuant thereto, it is reported that there exists a bulk water connection in plot No.2, Rao Tula Ram Marg, which was sanctioned in February, 1992. It is further stated that there are 40 dwelling houses which are being served by common source, i.e., one number Tubewell near dwelling unit No.1/2 facing Rao Tula

Ram Marg and filter water is provided by the respondent No.1. The water meter installed on connection given by DJB is found functional. There is one gate to all residents for exit/entry to the main road, thus, it is a sort of society.

6. However, respondent No.1/DJB has failed to establish that the bulk connection has ever been granted in plot No.1, Rao Tula Ram Marg. On the said plot, there are four apartments and the petitioner is occupant of one of the apartments thereof. Moreover, as per Regulation 3 (g) individual water connection is to be sanctioned for a single dwelling unit / floor subject to maximum of six in a property.

7. In view of the above recorded facts, it is established that no bulk connection has ever been granted in favour of the plot No.1, Rao Tula Ram Marg. Leave aside, respondent no. 1 failed to show any record that any water connection ever granted in plot no. 1.

8. Accordingly, the respondent No.1/DJB is directed to grant water connection in favour of the petitioner within a period of four weeks from receipt of this order and respondent No.2 will not create any hindrance in granting the said water connection.

9. As stated by the petitioner property in question, i.e., plot No.1, Rao Tula Ram Marg, is having completion certificate (Forms 'C' and 'D'), as averred in the rejoinder also. Therefore, charges if any applicable over the property having completion certificate, shall be borne by the petitioner, if not already paid.

10. In view of the above observations, the petition is allowed. Consequently, pending applications stand disposed of.

11. Order *dasti*.

SURESH KAIT, J.

APRIL 29, 2015

Sb/jg