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

+ W.P.(C) 3413/2016

THE SOCIETY FOR ABATEMENT OF
ILL-GOVERNANCE

..... Petitioner

Through: Mr.K.S. Wahi, Adv.

versus

THE UNION OF INDIA & ANR

..... Respondent

Through: Mr.Akshay Makhija, CGSC with
Ms.Mahima Bahl, Mr.Siddharth
Thakur and Mr.Sumant Bhushan,
Advs. for UOI.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE JAYANT NATH

O R D E R

% **25.04.2016**

CM No.14603/2016 (*exemption*)

Allowed, subject to all just exceptions.

W.P.(C) 3413/2016

1. This public interest litigation has been filed seeking a direction to the respondent No.2/GNCT of Delhi to constitute the 5th Delhi Finance Commission in terms of the constitutional requirements. Certain other directions are also sought regarding the allocation of funds.
2. Sh.Rahul Mehra, the learned Sr.Standing Counsel for the GNCTD on instructions submitted that the Cabinet of the Delhi Government has approved the constitution of the 5th Finance Commission for Govt. of NCT of Delhi and the matter is now pending before the Lieutenant Governor. He also submits that the necessary order constituting the Commission will be passed as and when the approval is received.

3. In the circumstances, it appears to us that the writ petition is premature.

4. Writ petition is accordingly dismissed leaving it open to the petitioner to file a fresh writ petition in case necessity thereof arises.

CHIEF JUSTICE

JAYANT NATH, J

APRIL 25, 2016/pmc