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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 8666/2016 & C.M. No.35660/2016**
DELHI PUBLIC LIBRARY

..... Petitioner
Through Mr.Anup K.Bhambhani, Sr.Adv. with
Mr.Atryee Gautam, Adv. and
Mr.Ram Sharan Gaur, Chairman,
Delhi Library Board.

versus

NORTH DELHI MUNICIPAL CORPORATION & ORS
..... Respondents
Through Mr.Sunil Goel, Standing Counsel for
North DMC with Ms.Supreet
Bambra, Adv.

CORAM:
HON'BLE MS. JUSTICE INDERMEET KAUR

ORDER
% **25.10.2016**

Counter affidavit has been filed by respondent nos.1 to 3.

Copy has not been furnished to the learned counsel for petitioner.

Learned counsel for petitioner, however, brought to the notice of this Court an order passed on 23.9.2016 relating to the same property in W.P.(C) 8578/2016 D.S.Rao Vs. North Delhi Municipal Corporation and Anr. In that case, the petitioner who had not been granted personal hearing had been afforded a personal hearing. Learned counsel for petitioner prays for the same relief on the principle of parity.

Per contra, learned counsel for respondents, at this stage, submits that the petitioner himself in his representation dated 19.9.2016 had made a request for vacation of the suit property by a period of one month; submission of the respondent is that the period of one month already stands expired and the petitioner cannot be granted any further time.

Learned counsel for petitioner submits that he needs a personal hearing as a personal hearing was admittedly not afforded to the petitioner.

The representation of the petitioner dated 19.9.2016 will be answered by the respondent within a period of three weeks from today. No coercive steps will be taken till that time.

At this stage, learned counsel for respondent submits that this property in question is in a highly dilapidated condition and if any untoward incident takes place in the interregnum it will be the sole responsibility of the petitioner. This submission is noted.

Petition disposed of.

INDERMEET KAUR, J

OCTOBER 25, 2016
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