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

+ **W.P.(C) 9946/2016 & C.M.No.39534/2016**

KAMAL KUMAR

..... Petitioner

Through Mr.Hemant Singh with Mr.Tarun
Khanna, Advocates.

versus

DELHI DEVELOPMENT AUTHORITY

..... Respondent

Through Ms.Mrinalini Sen with Ms.Kritika
Gupta, Advocate for DDA.

CORAM:

HON'BLE MR. JUSTICE MANMOHAN

ORDER

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24.10.2016

Present writ petition has been filed seeking a direction to respondent-DDA to restore the lease deed and convert the property bearing no.G-26/89, Sector 3, Rohini, New Delhi from lease hold to free hold.

It has been averred in the petition that on 27th April, 2007, the petitioner had applied for conversion of aforesaid property from lease hold to free hold. The said property was sealed on 18th December, 2007 due to unauthorized construction and encroachment.

Subsequently upon an appeal being filed before the Appellate Tribunal, MCD, the Tribunal vide order dated 3rd March, 2016 directed the respondent to de-seal the property within one week of deposit of the misuse, restoration and ground rent charges as well as penalty by the petitioner.

It is the petitioner's case that though he has paid all the dues to the DDA, yet property has not been restored and converted.

A perusal of the paper book reveals that the petitioner's representation dated 1st September, 2016 addressed to the Hon'ble Lt. Governor has not been disposed of till date.

Keeping in view the aforesaid, present writ petition is directed to be treated as a representation to be disposed of by the Commissioner (Land Disposal) within a period of eight weeks by way of a speaking order. The said order shall be communicated to the petitioner by registered AD post.

Needless to say, if the petitioner is aggrieved by the order passed by the Commissioner (Land Disposal), the petitioner shall be at liberty to file appropriate proceedings in accordance with law.

In view thereof, present writ petition and the application stand disposed of.

MANMOHAN, J

OCTOBER 24, 2016
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