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

+ **W.P.(C) 4296/2017**

JIYA RANI @ JIYA JOSHI Petitioner
Through: **Mr. Harvinder Singh, Advocate**
with petitioner in person

Versus

DELHI DEVELOPMENT AUTHORITY Respondent
Through: **Ms. Shobhna Takiar, Advocate**

CORAM:
HON'BLE MR. JUSTICE SUNIL GAUR

ORDER
% **17.05.2017**

C.M. 18747/2017 (u/S 151 CPC)

Allowed subject to all just exceptions.

W.P.(C) 4296/2017 & C.M. 18746/2017 (for directions)

Vide legal notice of 4th November, 2016 (*Annexure A-16*), respondent-petitioner had sought restoration of lease of subject property.

Counsel for petitioner submits that there is no response to the aforesaid legal notice of 4th November, 2016 (*Annexure A-16*).

Upon preliminary hearing, this Court finds that the factual aspects need to be crystallized and for this purpose, respondent is required to respond to the legal notice of 4th November, 2016 (*Annexure A-16*).

Counsel for respondent submits that this petition is hit by delay and laches.

Be that as it may. Since the factual aspects are yet to be crystallized, therefore, it is deemed appropriate to dispose of this petition with direction to respondent to respond to the legal notice of 4th November, 2016 (*Annexure A-16*) within twelve weeks and if need be, opportunity of hearing be given to petitioner. The fate of legal notice be communicated to petitioner within two weeks thereafter. Needless to say that respondent will be well within its rights to examine the delay aspect, but on facts, the stand of petitioner needs to be dealt with.

With aforesaid directions, this petition and application are disposed of.

(SUNIL GAUR)
JUDGE

MAY 17, 2017

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