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

+ LPA 492/2017

NEW DELHI MUNICIPAL COUNCIL Appellant
Through: Mr. Arjun Mitra, Mr. Abhishek
Misra and Ms.Jaskaran Kaur, Advs.

versus

HARSH VARDHAN NAYYAR & ANR Respondents
Through: Ms. Manmeet Arora, Ms. Samapika
Biswal and Mr. Tarang Gupta,
Advs. for R-1.
Mr. Anurag Ahluwalia, CGSC for
R-2.

CORAM:

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

HON'BLE MR. JUSTICE A. K. CHAWLA

ORDER

% **31.01.2018**

The Court had by order dated 10.10.2017 called upon the NDMC and L&DO to take appropriate steps to make changes in the policy. Identical amendments through different office orders – dated 15.12.2017 and 29.01.2018 have been issued. Whilst some of the problems have been addressed, the Court notices that all intestate succession to lessees/owners are not covered; likewise, the reference to Class-I and Class-II legal heirs read with Section 8 of Hindu Succession Act, leaves a gap – in the sense that the succession under Section 15 of the Hindu Succession Act to the

estate of Hindu females has not been provided for. Likewise, testamentary succession in the case of heirs has also been kept out. The NDMC and L&DO shall take appropriate remedial steps in this regard.

No further orders are called for since the appeal has already been disposed of.

S. RAVINDRA BHAT, J

A. K. CHAWLA, J

JANUARY 31, 2018

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