

\$~23

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

+ **W.P.(C) 4657/2018**

PARIVARTAN FOUNDATION

..... Petitioner

Through: Mr. Deepak Sharma, Mr. Ashish
Sharma and Mr. Kamal Vashisht,
Advs.

versus

**SOUTH DELHI MUNICIPAL CORPORATION AND
ORS.**

..... Respondents

Through: Mr. Ajjay Arora and Mr. Kapil Dutta,
Advs. for SDMC/R1.
Mr. Sunil Fernandes, Standing
Counsel with Ms. Anju Thomas and
Ms. Priyansha Sharma, Advs. for R3.
Mr. Anumpam Srivastava, ASC for
GNCTD with Ms. Niharika, Adv. for
R4 and R5.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE V. KAMESWAR RAO

ORDER

%

03.10.2018

CM. No. 17962/2018 (for exemption)

Exemption allowed subject to all just exceptions.

Application stands disposed of.

W.P.(C) 4657/2018

Petitioner has filed this petition and seeks removal of unauthorized constructions in properties mentioned in Para 13 of the petition.

In the matter of illegal/unauthorized construction, this Court has

passed a detailed order dated 20.09.2018 in W.P.(C) No.1807/2018 titled as Devender v. Government of NCT of Delhi & Ors. and connected cases (batch of 16 cases) wherein we have taken note of the fact that Hon'ble Supreme Court is seized of the issue pertaining to illegal constructions both ongoing and constructions already concluded and passed various orders including orders dated 24.04.2018 and 18.07.2018 passed in ***Writ Petition(s) (Civil) No(s). 4677/1985 M.C. Mehta v. Union of India & Ors.***

We are informed that based on various directions issued by the Hon'ble Supreme Court, the Delhi Development Authority vide Office Memorandum No. O-33011/1/2006-DDI dated April 25, 2018 has constituted a Special Task Force consisting of about 15 Members, the objective of the Task Force and the Rules and procedure for functioning of the Task Force has been brought to our notice.

That apart, by another Office Memorandum No. O-33011/1/2006-DDI issued by the DDA on May 23, 2018, an action plan for monitoring all ongoing construction activities in Delhi, fixing of responsibilities in case of violation of Master Plan, unified Building Byelaws and issues with regard to illegal constructions have been dealt with and even a plan for receipt of complaint with regard to illegal and unauthorized constructions already made and steps to be taken for their removal have been indicated.

Keeping in view the aforesaid, the purpose of the present writ petition filed before us in public interest stands fulfilled.

Accordingly, this writ petition is disposed of with liberty to the petitioner to file his complaint before the appropriate Committee as indicated hereinabove.

Respondent No. 1/SDMC shall file a status report before the Special

Task Force Committee for proceeding with the matter in accordance with law.

CM. No. 23689/2018 (for direction)

Dismissed as infructuous.

CHIEF JUSTICE

V. KAMESWAR RAO, J

OCTOBER 03, 2018/jg