

\$~20

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

Date of Order: September 10, 2018

+ W.P.(C) 5876/2018

SHRI ASHOK SAXENA AND ORS.Petitioners

Through: Mr. J.C. Mahindro and

Mr. Shubham Aggarwal, Advocates

versus

GOVT. OF NCT OF DELHI AND ANR.Respondents

Through: Ms. Jyoti Tyagi, Advocate for Mr.

Yeeshu Jain, Advocate

CORAM:

HON'BLE MR. JUSTICE SUNIL GAUR

ORDER

%

(ORAL)

C.M. 22878/2018 (Exemption)

Allowed subject to all just exceptions.

W.P.(C) 5876/2018

This is second round of litigation. In the first round, vide order of 4th February, 2010, respondents were directed to consider petitioners' application for allotment of alternate plot. Order of 11th February, 2015 reveals that petitioners' application for allotment of alternate plot in lieu of acquired land stands rejected as the said application was filed beyond the prescribed time limit of one year. It is noted in the impugned order that petitioners' land was acquired on 28th May, 2002 and the application was submitted on 4th June, 2003. The delay is of one week or so.

In the facts and circumstances of this case, it is deemed appropriate

to set aside the impugned order with direction to respondents to consider petitioners' application for allotment of alternate plot in lieu of acquired land, on merits.

Let the needful be so done within sixteen weeks from today. The fate of petitioners' application be made known to them within two weeks thereafter, so that they may avail of the remedies as available in law, if need be.

With aforesaid directions, this petition is disposed of.

Copy of this order be given *dasti* to learned counsel for the parties.

(SUNIL GAUR)
JUDGE

SEPTEMBER 10, 2018

v