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

+ **W.P.(C) 13949/2018**

SH. RAJESH KUMAR AND ORS.

..... Petitioners

Through: Mr.Keshav V Hegde, Advocate.

versus

UNION OF INDIA AND ORS.

..... Respondents

Through: Mr.Yeeshu Jain, Standing Counsel for  
LAC / L&B.

**CORAM:**

**JUSTICE S.MURALIDHAR**

**JUSTICE SANJEEV NARULA**

**ORDER**

% **21.12.2018**

**C.M. APPL.54633/2018 (Exemption)**

1. Allowed, subject to all just exceptions.

**W.P.(C) 13949/2018**

2. The present writ petition seeks a declaration that acquisition proceedings in respect of land admeasuring 4/5<sup>th</sup> share of land bearing Khasra No.40 (04-16) situated in the revenue estate of village Molarbund, Delhi stand lapsed as per the provisions of The Right to Fair Compensation and Trasnparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

3. The notification under Section 4 of the Land Acquisition Act, 1894 ('LAA') was issued on 4<sup>th</sup> April, 1964. Subsequently, notification under Section 6 of the LAA was issued on 24<sup>th</sup> June, 1965. The aforesaid land was acquired by Award No. D/81-82 dated 19<sup>th</sup> October 1981.

4. Since the Petitioner is seeking discretionary relief under Article 226 of the Constitution of India, the Petitioner owes this Court an explanation as to why they could not seek relief earlier.

5. Learned counsel for the Petitioners seeks leave to withdraw the petition with liberty to file a fresh petition explaining the delay in the Petitioners approaching the Court for relief.

6. The petition is dismissed as withdrawn with liberty as prayed for.

**S. MURALIDHAR, J.**

**SANJEEV NARULA, J.**

**DECEMBER 21, 2018**

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