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

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+ **W.P.(C) 566/2019 & CM 2559/2019**

SAJID NOOR AND ANR. Petitioners

Through: Mr Bahar-u-Barqi, Advocate.

versus

DELHI DEVELOPMENT AUTHORITY AND ORS. Respondents

Through: Mr Sanjay Singh, Advocate for DDA.
Mr Kushagra Pandey, Panel Counsel,
GNCTD.

Mr. Yeeshu Jain with Ms. Jyoti
Tyagi, Advovates for the LAC.

CORAM:

JUSTICE S.MURALIDHAR

JUSTICE SANJEEV NARULA

ORDER

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21.01.2019

CM 2560/2019 (exemption) in W.P.(C) 566/2019

1. Allowed, subject to all just exceptions.

W.P.(C) 566/2019

2. This petition relates to the acquisition of land on which an entire unauthorized colony is located.

3. Admittedly, the provisional certificate of regularization for the said unauthorized colony has been issued. Copy of the said certificate has also been enclosed with the petition.

4. Apart from the fact that the Petitioners are seeking quashing of the land acquisition proceedings in which the Award was passed way back in 1984, which prayer is obviously barred by laches, the prayer is any way not

tenable in view of the decision dated 10th January, 2018 in W.P. (C) 3623/2018 (*Akhil Sibal v. Govt. of NCT of Delhi*) and the decision dated 17th January, 2019 in (*Mool Chand v. Union of India*).

5. At this stage, learned counsel for the Petitioners, on instructions, seeks leave to withdraw the petition.

6. The writ petition is accordingly dismissed as withdrawn.

7. The dismissal of the writ petition will not come in the way of the Petitioners pursuing their case for regularization of the unauthorized colony in question.

S. MURALIDHAR, J.

SANJEEV NARULA, J.

JANUARY 21, 2019

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