

\$~50

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

+ **W.P.(C) 4390/2018**

SH. RAVI KUMAR KHANEJA

..... Petitioner

Through: Mr. Arun Kumar, Advocate.

versus

UNION OF INDIA AND ORS.

..... Respondents

Through: Mr. Yeeshu Jain and Ms. Jyoti Tyagi,
Advocates for LAC/L&B.
Mr. Neeraj, Advocate for R-1.

CORAM:

HON'BLE MR. JUSTICE VIPIN SANGHI

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

% **04.09.2019**

1. The Petitioner has preferred the writ petition with the following prayer:

“a. Pass a writ, order or direction in the nature of writ of declaration, thereby declaring the acquisition proceedings initiated in respect of the land of the petitioner with respect to his land being 21/456 share in Khasra No. 739 (22-16), 1/12 share in Khasra No. 743 (12- 06)& 1/12 share in Khasra No. 744 (01-03), situated in the revenue estate of Village, Tughlakabad, Delhi, as deemed to have lapsed in view of the provisions of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 and further issue order or direction quashing the impugned award No. 50A/1969-70/Supplementary of Village Tughlakabad, Delhi, to the extent of the aforesaid land belonging to the petitioner or his predecessors in interest was acquired, in the interest of justice, equity;

b. Further pass a writ, order or direction in the nature of a writ of

mandamus thereby directing the respondents not to interfere with the peaceful possession and enjoyment of the land of the petitioner land being 21/456 share in Khasra No. 739 (22-16), 1/12 share in Khasra No. 743 (12-06) & 1/12 share in Khasra No. 744 (01-03), situated in the revenue estate of Village, Tughlakabad, Delhi, in the interest of justice;

c. Pass such other or further orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.”

2. We find that the petition is highly delayed in as much as the acquisition was not challenged by the Petitioner for decades and only after coming into force of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 the Petitioner is seeking a declaration that the acquisition has lapsed. Counsel for the Petitioner on instructions seeks leave to withdraw the writ petition with liberty to file the same along with the explanation for delay.

3. Dismissed as withdrawn with liberty as prayed for.

VIPIN SANGHI, J

SANJEEV NARULA, J

SEPTEMBER 04, 2019

nk