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

+ **W.P.(C) 4690/2018**

SURENDER KUMAR & ORS

..... Petitioners

Through: Mr. Arun Kumar, Advocate.

versus

UNION OF INDIA & ORS

..... Respondents

Through: Mr. Chiranjeev Kumar, Advocate for
R-1.

Mr. Yeeshu Jain and Ms. Jyoti Tyagi,
Advocates for LAC/L&B.

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 petitioners with respect to his land i.e. being 1/3 joint share in Khasra No. 376(02-05), 378/2(1-16) & 403 min (03-12), total measuring 07 bighas 13 biswas, situated in the revenue estate of Village, Madanpur Khadar, 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. 125/1980-81 of Village Madanpur Khadar, Delhi, to the extent of the aforesaid land belonging to the petitioners or their predecessors in interest was acquired, in the interest of justice, equity;

b. 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 Dismissed as withdrawn with liberty as prayed for.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

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