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

+ **W.P.(C) 10214/2016**

ARVIND BATRA & ORS.

..... Petitioners

Through: Mr. Faheem Shah, Advocate.

versus

LAND ACQUISITION COLLECTOR & ORS.

..... Respondents

Through: Mr. Siddharth Panda, Advocate with
Mr. Ashish Pradhan, Advocate for
Respondent Nos. 1 & 2 (LAC/L&B).
Ms. Mrinalini Sen, Standing Counsel
with Mr. Tanmay Yadav, Advocate
for DDA.

CORAM:

JUSTICE S.MURALIDHAR

JUSTICE SANJEEV NARULA

ORDER

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07.01.2019

1. Learned counsel for the Petitioner seeks a declaration that land acquisition proceedings in respect of land in Khasra No.739 admeasuring 22 *bighas* and 16 *biswas* situated in the revenue estate of Village Tughlaqabad, Delhi stand lapsed in respect of the provisions of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

2. In the counter affidavit filed on behalf of the LAC, it is pointed out that notification under Section 4 of the Land Acquisition Act, 1894 ('LAA') was issued on 23rd January, 1965 followed by declaration under Section 6 of the

LAA on 13th January, 1969. Award was passed on 4th November, 1981. Possession was taken in two lots. It was taken first on 23rd November, 1981 and then, the remaining portion on 2nd September, 2006. The land in question, so taken over, was handed over to the beneficiary department. The assertion by the Petitioner that he continues to remain in possession is therefore not tenable.

3. In any event, the Petitioner has offered no explanation whatsoever for the inordinate delay in approaching the Court.

4. The petition is dismissed on the ground of delay and laches.

S. MURALIDHAR, J.

SANJEEV NARULA, J.

JANUARY 07, 2019

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