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

+ W.P.(C) 12847/2018, CM No. 49832/2018

SUNITA SHARMA Petitioner
Through: Mr. N.K. Gupta, Adv.

versus

N M C D & ANR Respondents
Through: Mr. Ajjay Aroraa and Mr. Kapil
Dutta, Advs. for NMCD.
Ms. Hetu Arora Sethi, ASC with Mr.
Siddharth Aggarwal, Adv. for R2.

CORAM:
HON'BLE MR. JUSTICE V. KAMESWAR RAO

ORDER
% **22.05.2019**

This petition has been filed by the petitioner with the following
prayers:

*“In these circumstances it is therefore, most respectfully
prayed that you Lordships may very graciously be pleased
to grant order / direction: -*

*a) For issuance of a Writ / Order / Direction in the
nature of Writ of Mandamus, directing the respondents
from sealing or taking any coercive action against the
petitioner's plot / premises bearing no. B-110, Shahzada
Bagh Industrial Area, Daya Basti, Old Rohtak Road,
Delhi – 110035 holding that the same is situated in the
Conforming Industrial area.*

*b) It is also prayed that the respondents may kindly
be restrained from taking any coercive action of sealing*

the Plot / premises of the petitioner bearing no. B-110, Shahzada Bagh Industrial Area, Daya Basati, Old Rohtak Road, Delhi – 110035 till the final disposal of the present writ petition.

Any other or further orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case be also passed in favour of the applicant / petitioners and against the respondent to meet the ends of justice.”

A status report has been filed by the respondent NDMC which reads as under:

“2. That in compliance to the Hon'ble Supreme Court Order in M.C. Mehta Case, the impermissible industrial units running in non-confirming areas were sealed. Meanwhile clarification was sought from Commissioner of Industries, GNCTD as to whether the units located in Industrial clusters notified for re-development not allotted plots under Relocation Scheme will be covered in the said sealing process or not.

3. That the Commissioner of Industries, Govt. of NCT of Delhi vide letter dated 19.12.2018 clarified that 22 Industrial Clusters notified for re-development would continue and not comes under sealing operations. (copy of the letter dated 19.12.2018 is annexed herewith as Annexure R-1)

4. That as the plot in the present petition falls in the confirming industrial area, i.e., under the boundaries of notified area of re-development in terms of Master Plan of Delhi – 2021, no sealing action would be taken against the premises which falls within the boundary of Industrial area till further orders.”

In view of the stand taken by the respondent NDMC in their status report, learned counsel appearing for the petitioner states nothing further survives in the petition and the petition may be disposed of. Ordered accordingly.

CM No. 49832/2018

Dismissed as infructuous.

V. KAMESWAR RAO, J

MAY 22, 2019/jg