

\$~29

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(C) 7319/2018 & CM APPL. No.39602/2019 (seeking permission to file counter affidavit)
RAJ RANI SHARMA THROUGH: ITS ATTORNEY ABHISHEK JAIN Petitioner

Through: Mr.Mahesh Prasad and Mr.Naresh Kumar, Advocates.

Versus

UNION OF INDIA AND ORS. Respondents

Through: Mr.Vijay Joshi, Advocate for R-1/UOI.
Ms.Mrinalini Sen, Standing Counsel with Mr.Tanmay Yadav, Advocate for DDA.
Mr.Yeeshu Jain, Standing Counsel with Ms.Jyoti Tyagi, Advocate for R-4 & 5.

CORAM:

HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW

HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER

%

11.03.2020

1. Mr.Mahesh Prasad, counsel for the petitioner, after full hearing and in the light of *Ashok Kumar Mudgil vs Union of India 2019 SCC Online Del 9614 (DB)*, withdraws this petition with liberty to file appropriate proceedings for realisation of compensation for acquisition.
2. Ms.Jyoti Tyagi, counsel for Land Acquisition Collector (LAC) states that the petitioner is not the recorded owner but claims to be a General Power of Attorney holder of the recorded owner and is not entitled to compensation.
3. It will be open to respondent no. 2 to in response to fresh proceedings, if any filed by the petitioner, take appropriate pleas.
4. This petition impugning the notification dated 26th April, 2013 under

Section 6 of the Land Acquisition Act, 1894 *viz-a-viz* land measuring 01 Bigha in Khasra No. 301 of the Revenue Estate of Village Shahbad, Daulatpur, Delhi, is dismissed as withdrawn with liberty to the petitioner to take appropriate proceedings for realisation of compensation.

5. If any such proceedings are taken, it shall be open for respondents to take appropriate pleas available in law.

6. Interim orders stand vacated.

RAJIV SAHAI ENDLAW, J.

SANGITA DHINGRA SEHGAL, J.

MARCH 11, 2020

afa/