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

% *Decided on: 20th March, 2023*

+ **W.P.(C) 3388/2023 & CM APPLs. 13129/2023 & 13130/2023**

PRERNA BHATNAGAR Petitioner

Through: Mr. Anuj Kumar Garg with
Ms. Parul Verma,
Advocates.
(M): 9999310742

Email: anuj1advocate@gmail.com

versus

**MUNICIPAL CORPORATION OF DELHI AND
ORS.** Respondents

Through: Ms. Sangeeta Bharti, Standing
counsel with Ms. Malvi Balyan,
Advocate for respondent no.
6/DJB
Mr. Udit Malik, ASC, GNCTD
with Mr. Vishal Chanda,
Advocate.

(M): 9999975448

Email: uditmalik@hotmail.com

Mr. Abhay Kumar with
Mr. Shagun Ruhil, Advocates
for respondent no. 13/TPDDL.
Ms. Ankita Bhadouriya with
Ms. Varnalee Mishra,
Advocates for
respondent/MCD.
(M): 7000349311

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

[Physical Hearing/ Hybrid Hearing]

MINI PUSHKARNA, J. (ORAL):

CM APPL. 13129/2023 (Application under Section 151 CPC for

exemption from filing certified copy of annexures)

1. This is an application under Section 151 CPC for exemption from filing certified copy of annexures.
2. Allowed, subject to just exceptions.
3. Application is disposed of accordingly.

W.P.(C) 3388/2023 & CM APPL. 13130/2023 (Application under Section 151 CPC for necessary direction to take immediate action against the illegal and unauthorised constructions and encroachments and stay)

4. In the present writ petition, the case of petitioner is that he had purchased plot no. 83, measuring 200 Sq. Yds., Village Qadipur, in Radha Park, Sector-3, Delhi vide registered Sale Deed dated 15.02.1974 and Plot No. 23, measuring 195 Sq. yards, village Qadipur, Radha Park, Sector 3, Delhi vide registered Sale Deed dated 27.09.1974.
5. It is submitted that he was a member of the registered society of the plot holder owners which is a registered body and known as Radha Park Plot Holder Association Delhi, which is registered with the Registrar of Societies.
6. It is submitted that taking benefit of the fact that the plot holder owners were the outsiders and not native of the village, the recorded owner in connivance with other persons executed registered sale deeds in respect of the same land of which earlier registered sale deedd were duly executed in favour of the plot owners.
7. It is submitted that the original owners did not stop themselves here, despite the fact that they had already lost their ownership and every right and title over the land in question. It is submitted that the

original land owners have forged other sale deeds using the same title documents, to make a chain thereof and using the same as genuine. Thus, on that basis, the said persons are approaching the Revenue Authorities, Registrar as well as various Courts with false claims relying on the forged documents. Thus, they are cheating by forging the documents and committing forgery using the forged documents, mis-representing them to be as genuine.

8. It is the case on behalf of the petitioner that he filed complaint dated 02.01.2023 and sent reminders dated 08.01.2023 and 16.01.2023. Thereafter, the petitioner submitted his representation with the SDM, Alipur, i.e. respondent No. 10 dated 04.01.2023. It is submitted that there is no response from the SDM, Alipur i.e. respondent No.10 despite representation dated 04.01.2023 having been given by the petitioner herein. Thus, by way of the present petition, it is prayed that directions may be given to respondent No.10 to adjudicate the representation dated 04.01.2023 filed by the petitioner within time bound period.

9. Issue notice to respondents.

10. Notice is accepted by learned counsel appearing for respondents.

11. Learned counsel submits that the representation of the petitioner shall be dealt with expeditiously.

12. In that view of the matter, the present writ petition is disposed of with directions to the respondents to adjudicate upon the representation dated 04.01.2023 filed by the petitioner within a period of 6 months from today.

13. The present writ petition is disposed of in the aforesaid terms, along with pending applications.



MARCH 20, 2023/c **MINI PUSHKARNA, J**