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

+ **W.P.(C) 5672/2023**

SHRI KARANJIT SINGH

.....Petitioner

Through: Mr. N.S. Dalal, Ms. Nidhi Dalal,
Mr. Alok Kumar, Ms. Rachana Dalal, Ms. Sweta
Kadyan and Mr. Karan Mann, Advocates.

versus

**GOVT. OF N.C.T. OF DELHI THROUGH
DIVISIONAL COMMISSIONER & ORS.**

.....Respondents

Through: Mr. Anupam Srivastava, ASC with
Ms. Sarita Pandey, Advocate

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

16.07.2024

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1. This writ petition has been filed on behalf of the Petitioner under Article 226 of the Constitution of India seeking the following reliefs:

“(i) issue appropriate writ, order or direction thereby directing the Respondents to carry out demarcation in pursuance of the Order dated 22.12.2010 passed by the Hon'ble High Court of Delhi at New Delhi, in Writ Petition (Civil) No.9379 of 2007, titled as "Chandrawali Vs. Govt. of N.C.T. of Delhi & Others" and complete the process within a time bound period;

(ii) Pass any such other or further orders as this Hon'ble Court may deem fit and proper on the facts and in the circumstances of the case, in favour of the Petitioner and against the Respondents.”

2. Mr. Anupam Srivastava, learned Additional Standing Counsel on behalf of the Respondents states, on instructions, that the Revenue Officials have no objection to carry out the demarcation on the subject land measuring 1 Bigha 3 Biswas situated in Khasra Nos.511, 512 and 513 situated in the revenue estate of Village Chhawla, Delhi, subject to the Petitioner bearing expenses for the said demarcation.

3. Mr. Srivastava further states that the said village is now urbanised vide Notification No.F.7/79/ADLB/2016/CD-000383132/3827-3841 dated



16.05.2017 under clause (a) of Section 507 of the Delhi Municipal Corporation Act, 1957. Copy of the said Notification has been handed over in Court and is taken on record.

4. After hearing learned counsel for the parties and in view of the stand of the Respondents that they are willing to carry out the demarcation of the subject land, the following directions are passed:-

(i) A fresh demarcation of the aforementioned land will be carried out by the concerned Revenue officials, subject to the Petitioner depositing the requisite expenses. The exercise shall be initiated upon deposit of the expenses and will be completed within four weeks thereafter.

(ii) The demarcation report will indicate as to in whose/which land deficiency exists i.e. whether in the Petitioner's land or of the passage.

(iii) The SDM/Tehsildar carrying out the demarcation process shall consider the plea of the Petitioner regarding measurements required to be carried out from *Kayami* plot No.158 and in case the plea of the Petitioner is not accepted, the reasons thereof shall be recorded.

5. The requisite charges to be paid for the demarcation as well as the date and time for carrying out the demarcation shall be intimated by the Respondents to the Petitioner, in writing. Needless to state that if the Petitioner is aggrieved by the demarcation, he may take recourse to appropriate remedies available to him in law. Till the demarcation is carried out, *status quo* shall be maintained by the parties.

6. Petition stands disposed of in the aforesaid terms.

JYOTI SINGH, J

JULY 16, 2024/B.S. Rohella