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

\+ W.P.(C) 6316/2024 & CM APPL. 26289/2024

ANIL JAITLY ..... Petitioner

Through: Mr. Ananay Chopra, Advocate and Ms. Preet, Advocate
Mob.- 9821400470

versus

DELHI DEVELOPMENT AUTHORITY & ANR. ..... Respondents

Through: Ms. Mrinalini Sen, Standing Counsel for DDA

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

O R D E R

% 07.05.2024

CM APPL. 26289/2024 (For Exemption)

1. Exemption allowed, subject to just exceptions.

2. Application is disposed of.

W.P.(C) 6316/2024

3. The present petition has been filed with the following prayer:

"xxx xxx xxx

A. A Writ of Mandamus or any other appropriate Writ, Order, or Direction under Article 226/227 of the Constitution of India order or directions thereby directing the respondent Nos. 1 and 2 either to refund the payment of an outstanding amount ofRs.5,053/-, with an interest of 15 percent.

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B. A Writ of Mandamus or any other appropriate Writ, Order, or Direction under Article 226/227 of the Constitution of India order or to allow the petitioner to participate in the next scheme of DDA E-Auction, against the money deposited.

C. Grant fifty thousand as expenses that occurred towards litigation to the petitioner as the Hon'ble Court deems fit.

D. pass any or such other order or orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the present case."

4. Learned counsel appearing for the petitioner submits that the petitioner desired to book a flat under the Scheme of the Delhi Development Authority ("DDA") E-auction. For the same, the petitioner applied, after understanding the process of registration and payment of the DDA E-auction.

5. Though the petitioner applied through the main portal of DDA, the registration number could not be generated in favour of the petitioner.

6. Thus, it is submitted that the petitioner registered himself in the process again. However, despite going through the same process, though the payment status indicated as successful, but no registration number was generated due to default on the part of the respondents. Thus, the petitioner could not proceed in the process.

7. Thus, by way of the present petition, it is prayed that either the amounts which have been deposited by the petitioner be refunded, or the petitioner be allowed to participate in the next scheme of the DDA E-auction against the money deposited.

8. Learned Standing Counsel appearing for the DDA, on advance notice, submits that she has instructions to state that the process for refund of the amount to the petitioner, has already been initiated.

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9. She submits that the amount, as deposited by the petitioner, shall be refunded within a period of four weeks from today.

10. The aforesaid statement made by learned counsel for the respondent is taken on record.

11. The respondent-DDA is held bound by the same.

12. In case the respondent does not comply with the aforesaid statement, the petitioner would be at liberty to seek his legal remedies, in accordance with law.

13. Considering the aforesaid, the present petition is disposed of.

MINI PUSHKARNA, J

MAY 7, 2024
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