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

+ W.P.(C) 7548/2019

SHRI MANMOHAN SINGH CHADHA

..... Petitioner

Through: None

versus

DELHI DEVELOPMENT AUTHORITY & ANR. Respondents

Through: Mayank Bamniyal, Adv. (Through
VC)

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

22.02.2024

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1. None appears for the petitioner when the matter is called out.
2. Mr. Mayank Bamniyal, learned counsel appearing for the respondent has drawn the attention of this Court to the order dated 29th July, 2022, wherein it was recorded as under:

“Learned counsel for the petitioner submits that the petitioner has expired during the pendency of the present petition. He seeks some time to file an application to implead the legal representatives of the deceased petitioner. Liberty is granted to the petitioner to file an appropriate application in this regard.

List on 20.02.2023.”

3. Learned counsel appearing for the respondent submits that despite the fact that the petitioner had expired long back, no steps have taken to implead the legal representatives of the deceased petitioner.
4. This Court also notes that the present petition has been filed with a



prayer for conversion of the subject property from leasehold to freehold. However, the lease of the subject property has already been cancelled way back on 22nd March, 2002.

5. Learned counsel appearing for the respondent submits that the lease of the subject property has not been restored thereafter. He further submits that the cancellation of the lease on 22nd March, 2002 has also not been challenged on behalf of the petitioner.

6. Thus, considering the aforesaid facts, it is clear that there is no question of converting the subject property from leasehold to freehold, when the lease of the subject property is not even subsisting.

7. Accordingly, the present writ petition is dismissed in default and non-prosecution, as also for the reason that the present petition is without any merits.

MINI PUSHKARNA, J

FEBRUARY 22, 2024/kr