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

+ **W.P.(C) 6127/2018**

MOHD SHAHNAWAZ AND ANR. Petitioners

Through: Mr Puneet Sharma, Advocate.

versus

GOVT. OF NCT OF DELHI AND ORS. Respondents

Through: Mr Sanjay Kumar Pathak, Standing
Counsel with Mr Sunil Kumar Jha,
Mr M.S. Akhtar, Mrs Nidhi Thakur,
Mrs Benazeer Musarrat Hasmi and
Mr Mayank Arora, Advocates for R-1
& 2.

Mr Nitin Mishra, Advocate for DDA.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

28.03.2024

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1. The petitioner has filed the present petition, *inter alia*, praying as under:

“i. Issue an appropriate writ, order or directions declaring the entire acquisition proceedings in respect of the land of petitioner ad-measuring 1 bhigas comprised in Khasra No. 54 Min situated in the revenue estate of Village Behlolpur, Tehsil Mehrauli, Delhi, including the notification bearing no. F.9(1)/89/L&B (i) dated 23.06.1989 issued under Section 4 of the Land Acquisition Act, 1894 and all subsequent proceedings to have lapsed in view of Section 24(2) of the Right to Fair Compensation and Transparency in Land Acquisition, Re-habilitation and Re-settlement Act, 2013.”

2. The learned counsel for the petitioner fairly states that the possession of the subject land, acquisition of which was challenged in the present



petition, was taken over by the concerned authorities. He also submits that in view of the subsequent decision of the Constitution Bench of the Supreme Court in *Indore Development Authority v. Manohar Lal and Ors.*: (2020) 8 SCC 129, the challenge to the acquisition on the ground of Section 24(2) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 does not survive.

3. The petition is, accordingly, dismissed.

VIBHU BAKHRU, J

GIRISH KATHPALIA, J

MARCH 28, 2024
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