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

+ W.P.(C) 3288/2025 & CM APPL. 15557/2025

UMANG BIDAWAT

.....Petitioner

Through: None.

versus

GOVERNMENT OF NCT OF DELHI AND ORS.Respondents

Through: Ms. Astha Gupta, Advocate

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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23.09.2025

1. None appears for the petitioner when the matter is called out.
2. This Court notes that *vide* order dated 27th May, 2025, it had been noted as follows:

“1. Ms. Astha Gupta, learned counsel appearing for Government of National Capital Territory of Delhi (“GNCTD”), submits that the present petition has become infructuous.

2. She submits that the vehicle in question has already been scrapped, and that the petitioner has also received the amount for the same. She submits that it is only subsequent thereto, that the present petition has been filed.

3. However, the aforesaid status is disputed by learned counsel appearing for the petitioner.

4. Accordingly, let affidavit be filed by the respondents within a period of four weeks.

5. Rejoinder, if any, be filed within two weeks, thereafter.

6. List on 23rd September, 2025.”

(Emphasis Supplied)



3. Pursuant to the directions, as contained in the aforesaid order, a short counter affidavit has been filed on behalf of the respondent nos. 1 and 2. Relevant portions of the same, read as under:

“xxx xxx xxx

3. That the petitioner, Mr. Umang Bidawat (s/o Late shree Puran mal Bidawat R/o 17 Ground floor, Maa Kalyani Kunj, Village Rajpura chhawani, Kalyan Vihar, Delhi-110009) owed a petrol vehicle named ‘Zen Astilo VXi’ numbered HR26AZ6931 registered in Gurugram (hereinafter referred to as ‘said vehicle’).
4. The term of 15years from the date of registration of the said vehicle expired on 10/12/2024 and hence, the said vehicle came into the category of ‘End of Life Vehicle’ (hereinafter termed as ELV).
5. Admittedly, the petitioner parked the said vehicle on the public road on 19/02/2024 in front of the house he visited and parked on public road/street way, accessible to general public. Accordingly, in terms of the Guidelines for handling end of life vehicle in Public Place, 2024, the said vehicle was seized by the enforcement team on 19/12/2024 and the said vehicle was handed over to the RVSF i.e., M/s Bharat Motors.
6. The allegation of the petitioner that the road/lane on which the said vehicle was parked is not a public road and provides no use for public is wrong and hence, denied. Such claim stands to be dismissed per se as the roadway from where the said vehicle was seized is used by public to access the locality on which many such houses are situated. Moreover, as per Section 2(ix) of the Guidelines for handling end of life vehicle in Public Place, 2024, the term ‘public place’ has been defined as under :

“(ix) Public place means place which include but not limited to all the places where anyone can go any time without any restrictions. It further includes all roads, drainages, and footpath, pedestrian



space developed by civic agency or work department. It includes all the land which is owned by public and accessible to public."

7. The claim of the Petitioner that the rules related to ELV or Guidelines for handling end of life vehicle in Public Place, 2024 have limited application with regards to enforcement of vehicles registered outside Delhi or that no seizure can be done and that scraping policy is not applicable to the vehicles registered outside Delhi is wrong and hence, denied. Rule 7 of the Guidelines for handling end of life vehicle in Public Place, 2024 specifically provides the mechanism for release of seized ELV vehicles which are registered outside Delhi NCR seized.
8. It is submitted that the petitioner had applied for release of the said vehicle on 16.01.2025 vide application no. EOLV2025011697972 i.e., after the passing of 28 days. Accordingly, the said application was rejected by the Respondents being beyond three weeks (21 days) i.e., the time specified in Rule 9(i) of the Guidelines for Handling End of Life Vehicles in Public Places of Delhi, 2024. The petitioner, on 22.01.2025, re-applied for release of the said vehicle with a tempered seizure memo dated 31.12.2024 (Annexed as **Annexure-A**) vide application no. EOLV2025012236638. The said application was once again rejected being filed beyond the specified time as per the para 9(i) of the Guidelines for Handling End of Life Vehicles in Public Places of Delhi, 2024.
9. Thereafter, the concerned RSVF scrapped the said vehicle and payment was made to the Petitioner on 04.02.2025. The proof of payment made to the Petitioner is annexed herewith as **ANNEXURE-B**.
10. Shockingly, despite receiving an amount of Rs 15,750/-, the Petitioner has filed the captioned Petition in March, 2025 seeking an infructuous prayer as under:

"a) pass a writ of mandamus or any other writ, direction or order quashing the seizure memo dated 19.12.2024 and release the vehicle bearing registration No. HR26AZ693 belonging to the Petitioner."

11. Accordingly, the captioned petition is liable to be dismissed at the outset with costs for having misled the Hon'ble Court.
12. The present affidavit has been drafted by my counsel under my instructions and the contents of the same true and correct are true and correct as per my knowledge.

DEPONENT

VERIFICATION:

Verified at New Delhi on this 04 day of June, 2025 that the contents of the above affidavit are true and correct to my knowledge. No part of it is false and nothing material has been concealed therefrom.

AOM DHOLE
Jt. Commissioner
Transport Department
Govt. of NCT of Delhi
54, Under Secretary, Delhi-54

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4. Perusal of the aforesaid affidavit filed on behalf of the Government of NCT of Delhi (“GNCTD”), categorically shows that it is clear stand of the GNCTD that vehicle in question has already been scrapped and payment has also been made to the petitioner on 04th February, 2025.
5. Noting the aforesaid, the present writ petition, along with pending application, is accordingly, disposed of.

SEPTEMBER 23, 2025/au

MINI PUSHKARNA, J