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

+ **W.P.(C) 7688/2025, CM APPL.34181/2025**

SMT KRISTVENI & ANR.

.....Petitioners

Through: Adv. for the petitioner (appearance
not given)

versus

DELHI URBAN SHELTER

IMPROVEMENT BOARD DUSIB THROUGH

THE DEPUTY DIRECTOR, GOVT. OF NCT OF DELHI, & ORS.

.....Respondents

Through: Mr. Anuj Chaturvedi, Adv. for R1.
Ms. Nitika Bhutani, Adv. for R2.
Ms. Prabhsahay Kaur, SC for DDA
alongwith Ms. Kavya Shukla and Ms.
Harshita Rai, Advocates.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

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28.05.2025

CM APPL.34180/2025 & CM APPL. 34182/2025

1. Allowed, subject to all just exceptions.
2. Applications stand disposed of.

W.P.(C) 7688/2025

3. The present petition has been filed by the petitioners assailing an order dated 28.11.2024 passed by the Eligibility Determination Committee of the Delhi Urban Shelter Improvement Board (DUSIB / respondent no. 1). By way of the said order, it has been held that the petitioners are ineligible for rehabilitation on account of the alleged absence of the names of the petitioners from the voter list.
4. It is submitted that the said order does not consider the fact that the



parents of the petitioner no. 1 have been living in the *Jhuggi Jhopri* since prior to 1.1.2015.

5. Admittedly, the abovementioned order dated 28.11.2024 is appealable before the Appellate Authority constituted under Para 3(i) of Part-B of the Delhi Slum and Jhuggi Jhopri Rehabilitation and Relocation Policy, 2015.

6. In the aforesaid circumstances, the present petition is disposed of by relegating the petitioners to the Appellate Authority. The Appellate Authority shall consider the appeal on merits and pass an appropriate order as expeditiously as possible.

7. While undertaking the aforesaid exercise, the Appellate Authority shall also consider the plea of the petitioners herein that the relevant documents of the mother of the petitioner no. 1 are liable to be considered for the purpose of assessing the petitioner's eligibility for rehabilitation.

8. It is made clear that this order shall not be construed as an expression of opinion of this Court as regards merits of the contentions of the petitioners. The Appellate Authority shall consider the matter on its own merits in accordance with law.

9. Pending applications also stand disposed of.

SACHIN DATTA, J

MAY 28, 2025/at