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

% **Date of Decision: 21st August, 2025**

+ W.P.(C) 8844/2024 & CM APPL. 3460/2025, CM APPL. 8763/2025

DEVENDRA KUMAR GUPTAPetitioner

Through: Petitioner in person.

versus

AC BLOCK WELFARE ASSOCIATION (REGD.) & ANR.

.....Respondents

Through: Ms. Mandeep Kaur, Advocate for R-1
(through VC)

Mr. Mukesh Gupta, SC for MCD with
Mr. Sachin Singh Shahi, Mrs. Shashi
Gupta, Mr. Arnav Gupta, Advocates

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

MINI PUSHKARNA, J: (ORAL)

1. The present writ petition has been filed seeking directions to respondent no. 2 to remove the two illegally erected gates and demolish the four pillars encroaching upon public land in *AC Block, Tagore Garden, New Delhi-110027*.

2. As per the facts canvassed in the petition, the petitioner is a resident of *AC Block, Tagore Garden, New Delhi-110027*, which comprises of sixty-eight houses in nine lanes. The said block has nine gates, seven of which are small, while two boom barriers have been fixed near the rest of the two gates to regulate traffic. It is submitted that besides the aforesaid, the respondent no. 1, i.e., AC Block Welfare Association (Regd.), has also installed two gates, i.e., connecting AC-33 and AC-61, and connecting AC-50 and AC-51, and four pillars on 07th May, 2023.

3. It is submitted that the petitioner accordingly filed a complaint with



the Station House Officer (“SHO”), Police Station Rajouri Garden, dated 14th March, 2020, for bringing to his notice the intentional and deliberate blockade of roads by respondent no. 1.

4. Subsequently, the petitioner filed a writ petition being *W.P.(C) 1399/2021*, wherein, *vide* order dated 23rd November, 2021, this Court had issued directions to respondent no. 2 for removal of the gates/pillars, in case sanction was not accorded by the Municipal Corporation of Delhi (“MCD”). Thus, in part compliance with the aforesaid order, MCD removed the two gates, but did not remove the four pillars. Subsequently, the gates were reinstalled on 07th May, 2023, allegedly without obtaining permission from the Deputy Commissioner, MCD. Thus, the present writ petition has been filed.

5. The petitioner, who appears in person, submits that the contention of the MCD that subsequently, the gates in question had been regularized, and permission has been granted, is incorrect. He submits that no such permission can be granted with respect to the installation of the gates in question, as they amount to obstruction on public land.

6. The petitioner, who appears in person, further submits that the said gates have not been installed properly and are slanting. He submits that on account of the said gates, the life of the petitioner and other residents of the area in question are in danger, as the said gates can fall at any moment.

7. The petitioner, who appears in person, also draws the attention of this Court to the objections which have been filed by the petitioner to the Structural Safety Certificate filed by respondent no.1, with regard to the structural stability of the gates in question.

8. *Per contra*, learned counsel appearing for respondent no. 1, i.e., AC Block Welfare Association (Regd.), submits that subsequent to the initial



removal of the gates in question, the permission for installation of the gates in question was duly received, and the said gates have been installed in accordance with law.

9. She further submits that the gates in question are structurally safe, and, in this regard, upon directions of this Court, a Status Report dated 17th January, 2025, has already been filed by MCD, which confirms the fact that the gate connecting AC-50 and AC-51 is structurally safe.

10. Learned counsel appearing for respondent no. 2-MCD submits that the gates installed by respondent no. 1, have been duly regularized and permission for installing the same has been granted to the respondent no. 1, i.e., AC Block Welfare Association (Regd.). He further submits that the gates in question are structurally safe, and there is no threat to the life or property of the residents of the colony in question.

11. He draws the attention of this Court to the various reports filed on behalf of the MCD, in this regard.

12. Having heard the petitioner appearing in person and the counsels appearing for the respondents, this Court notes the submission of learned counsel appearing for the MCD that the gates in question have been regularized by the MCD, as per the Circular dated 25th June, 2007, titled as “Policy/Guidelines for Installation of Gates for Security Purpose in Colonies”. Clauses 3(13) and 3(14) of the said Circular read as under:

“xxx xxx xxx

13. During the night after 11.00 p.m., gates may be closed upto 5.00 a.m. but entry and exit facility shall be made available to the residents and entry/exit shall be manned by the Watch and Ward to be appointed by the RWAs at their const.

14. Wherever gates have been provided there shall be a provision of wicket gate for easy access and entry for provision of wicket gate for easy access and entry for pedestrians.

xxx xxx xxx”



(Emphasis Supplied)

13. The aforesaid Sub-Clauses of the Circular clearly stipulate that the gates, which are installed in colonies, shall remain closed from 11 o'clock at night to 05 o'clock in the morning. However, the entry and exit through the said gates shall be manned by the Watch and Ward, to be appointed by the Resident Welfare Associations ("RWAs") at their own cost.

14. This Court takes note of the Status Report dated 06th August, 2024, filed on behalf of MCD, wherein it is stated as follows:

"xxx xxx xxx"

6. That subsequent to grant of NOC by the department RWA of AC Block Welfare Association (Regd.) AC-3, Tagore Garden, New Delhi-27 has installed the gate between AC-33 and AC-61 and AC-50 to AC-51, Tagore Garden, New Delhi-27.

7. That after installation of gate at aforesaid site the department has issued another letter dated 03.06.2024 to the General Secretary, AC Block Welfare Association (Regd.) AC-3, Tagore Garden, New Delhi-27 where by the RWA was directed to submit the compliances made by RWA in respect of the terms and condition of the circular No. D/664/SE(P) dated 25.06.2007 and submit compliance report within 03 days. However; the said letter could not be served through Indian Speed Post and was returned back. Thereafter the same was served personally on 19.06.2024 to General Secretary of RWA. Copy of the letter dated 03.06.2024 issued to the General Secretary, AC Block Welfare Association (Regd.) AC-3, Tagore Garden, New Delhi-27 is annexed herewith as **Annexure- 'D'**.

8. That the reply of aforesaid letter dated 03.06.2024 which was served on 19.06.2024 was submitted by the RWA of the AC-Block, Tagore Garden, New Delhi on 24.06.2024 whereby it was mentioned that all the necessary compliances as per the aforesaid circular have been met and NOC from concerned authorities have also been obtained for the installation of the said gates. Copy of the letter dated 24.06.2024 submitted by the RWA of the AC-Block, Tagore Garden, New Delhi along with detailed report is annexed herewith as **Annexure-'E' (Colly).**

9. That subsequent to submission of reply by the RWA of the AC-Block, Tagore Garden, New Delhi an inspection was made by the concerned JE(M)-I/WZ on 26.06.2024 and it was found that the necessary compliances in respect of the terms and condition of the circular No. D/664/SE(P) dated 25.06.2007 have been complied. Copy of inspection report of JE(M)-I/WZ dated 26.06.2024 is annexed



herewith as Annexure-'F'.

10. That further a letter dated 19.07.2024 has also been sent to the General Secretary, AC Block Welfare Association (Regd.) AC-3, Tagore Garden, New Delhi-27 directing the RWA that the said terms and condition of the circular No. D/664/SE(P) dated 25.06.2007 will always be maintained by the RWA. Copy of the letter dated 19.07.2024 is annexed herewith as Annexure-'G'.

xxx xxx xxx”

(Emphasis Supplied)

15. Perusal of the aforesaid Status Report clearly shows that the gates between AC-33 and AC-61, and between AC-50 and AC-51, Tagore Garden, have been installed subsequent to the grant of a No Objection Certificate (“NOC”) by the MCD, to the respondent no. 1. It is also clear that the gates in question have been installed after meeting all the various compliances.

16. This Court further notes that the MCD has also written a letter dated 03rd June, 2024 to the General Secretary of the respondent no. 1, clearly stating that all the terms and conditions of the Circular dated 25th June, 2007, pertaining to installation of gates, shall be complied with by them. The letter dated 03rd June, 2024, written by Executive Engineer-(M)-I, West Zone, MCD, is reproduced as under:



2025:DHC:7266



Municipal Corporation of Delhi
Office of the Executive Engineer (M) - I / WZ,
Opposite Madhav Park, Rajouri Garden,
New Delhi - 110027.



No. E.E. (M)-I/WZ/2024-2025/12-474

Dated:- 3/05/2024

To,

The General Secretary
AC-Block, Welfare Association (Regd.)
AC-3, Tagore Garden,
New Delhi-110027.

Subject:- Regarding installation of iron gates between AC-50 & AC-51, AC-33 & AC-61 by RWA of AC-Block, Tagore Garden.

Dear Sir,

This office has issued NOC for installation of iron gates between AC-50 & AC-51, AC-33 & AC-61 by RWA of AC-Block, Tagore Garden vide No. D/EE(M)-I/WZ/MCD/2023-2024/142, dated 28/04/2023. The NOC was issued subject to the condition that all the terms and conditions of circular No. D/664/SE(P) dated 25/06/2007 will be complied by your RWA.

In this regard you hereby directed to submit the compliances made by you in respect of the circular No. D/664/SE(P) dated 25/06/2007 within three days to this office. If you fail to submit the compliances report the necessary action shall be taken against you as per law.

Recd
19/05/24

Executive Engineer-(M)-I
West Zone

17. Further, this Court takes note of the Inspection Report dated 26th June, 2024, filed by the MCD, which reads as under:



Subject:- Regarding installation of Iron Gates between AC-50 & 51, AC-33 & AC-61 at AC-Block Tagore Garden.

Inspection report of Iron gates installed at AC-Block, Tagore Garden: between AC-50 & 51, AC-33 & AC-61 as per Circular No. D/664/SE(P), dated 25/06/2007.

Point	Clause	Compliance report
1	RWA will prepare the layout plan of the colony showing the provision of Iron Gates at limited entry and exit points in the colony.	Layout Plan submitted by RWA
2	RWA will have to obtain no Objection certificate (NOC) from Traffic Police Department of Delhi Police before applying to Dy. Commissioner of concerned MCD Zone.	RWA has obtained no objection certificate (NOC) from Traffic Police Department of Delhi Police dated 17/04/2023
3	RWA will have to full fill following points:	
A	The RWAs must be registered with the Registrar of Societies	The said RWA is registered, registration no. 46185 of 2003 on 18/06/2003.
B	Gate should be installed in colonies where the right of way of road is up to 18.3 meter. The gates would be provided only if it is internal road of the colony and does not have buses plying on it.	The width of the roads is 12.40 meters and 10.85 meters respectively. (Within the prescribed limit)
C	The minimum width of the gate should be 5.0 meter and height of the gate should not be more than 3.0 meter. There should not be any barrier/advertisement on the top of gate so that the gate is free from any horizontal vertical obstruction. However, if any board is needed, it should be more than 5.0 meter from the ground level.	Width: 5.15 meters (Both gates) and height: 2.90 meters (Both gates)
D	Gates would be allowed only at main access point of the colony/block/pocket. The gates inside the block lanes/by-lanes, hack lanes, and service lanes shall be allowed only on the specific recommendation of local police and only if these lanes have their opening towards the roads outside the colony.	Gates are located at lanes having their openings towards the roads outside the colony.
E	The Iron Gates should be properly located and designed to avoid blockage of arterial or sub-arterial roads by putting Gates.	No blockage of arterial roads found by putting of gates.
F	The Resident Welfare Associations shall ensure that there is consensus among the residents regarding 2) putting up of any Gates so as to avoid dispute amongst residents.	RWA submitted proposal having signature of 86 residents.
G	In the event of any dispute regarding installation, opening/closing/manning of the gates, RWAs shall consult the ACP Sub Division and his decision shall be final	In the event of any dispute regarding opening/closing/manning of the gates, RWA agrees to comply with the directions.
H	The Gates should not cause unreasonable restrictions on right of way/thoroughfare passing through the Colony for access to other areas.	No restrictions found.
I	Proper written directions and layout plan of the colony indicating existence of gates and the regulation time of entrance/exit from these gates should be available at each such gate enabling a person/vehicle approach the colony easily, particularly, for essential services like Water, Electricity, Telephones, Sewer, Fire Brigade etc.	Written directions and layout plan found & displayed at colony gates.
J	A proper lay out of the Colony indicating the existence of gates and the regulation time of entrance/exit from these gates should be given to the MCD Office along with the application.	Layout plan Submitted to MCD vide compliance report dated 24/06/2024.



K	The width of gate shall be such that emergency vehicles i.e. Fire Brigade, Police Vehicles, Ambulances and other emergency vehicles can reach any part of the Colony without any hindrance.	The width of the gate is within the parameters.
L	The gates so permitted, to be installed shall remain open during the daytime.	The Gates are found open during the day causing no hindrance for traffic movement.
M	During the night after 11.00 p.m., gates may be closed upto 05:00 am, but entry and exit facility shall be made available to the residents and entry/exit shall be manned by the Watch and Ward to be appointed by the RWAs at their cost.	The gates are opening during the day and are closed between 11:00 pm to 05:00 am with the round the clock guards on the duty as informed by the guard.
N	Wherever gates have been provided, there shall be a provision of wicket gate for easy access and entry for pedestrians.	The wicket gates for easy access and entry for pedestrians are installed and operational.
O	Number of gates to be put up shall be decided depending upon the geographical location and topography of the colony; nature of traffic and traffic circulation as a whole. The gates so installed shall be strictly regulated according to the timings fixed.	2 main access gates are regulating according to the timings fixed.
P	The RWAs shall supply the information about the details of the security personnel deployed by them at the main and other gates to the local police station and DC Zone.	List of the names of the Guards are submitted with compliance report dated 24/06/2024.
q	RWAs office bearers shall be fully responsible and accountable as per law on account of non-functioning of these gates in case of any emergency/ mishap. Hence their name should be displayed on RWA notice board along with their addresses & contact numbers.	RWA agrees to be fully responsible and accountable as per law as submitted with their compliance report.
R	No funds will be provided by the M.C.D. out of its Agreed own budget or from discretionary funds of any area Representative to RWAs for installation of gates in the colonies.	No funds provided by the MCD, RWA arrange their own funds.
S	This revised policy shall be applicable to the existing gates also; hence gates already installed by RWAs in the colony should be got regularized by M.C.D within the period of six months.	Gates were installed RWA after issue of NOC by department dated 28/04/2023.
T	No Commercial advertising is permitted on the gates except information about the colony.	N display of commercial advisement on the gates found.
U	Gates shall be properly fixed and they should be structurally safe. In case of any accident/ mishap, office bearers of RWAs shall be fully responsible and accountable as per law.	RWA agrees to be fully responsible and accountable as per law, as per reply submitted dated 24/06/2024.
V	Sanction for installation of the Iron Gate will be accorded within 45 days from the date of receiving of proposal from the concerned RWAs.	Application for installation of gates was received on dated 24/04/2023 and NOC for installation of gates was issued on dated 28/04/2023.

In view of the above, all the compliances of the terms & conditions as per Circular No. D/664/SE(P) dated 25.06.2007 for the installation of Iron Gates is fulfilled.

J. Engineer
Jr. Engineer
Ward-96

18. Perusal of the aforesaid Inspection Report clearly shows that all the compliances of the terms and conditions, as per the Circular dated 25th June, 2007, for installation of the iron gates, are fulfilled.

19. This Court notes that the MCD has also written a letter dated 19th July, 2024, wherein, permission has been granted to the respondent no. 1 for the installation of the iron gates, which shall remain subject to continued



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compliance with the Circular dated 25th June, 2007, by respondent no. 1.
The letter dated 19th July, 2024, reads as under:



MUNICIPAL CORPORATION OF DELHI
OFFICE OF THE EXECUTIVE ENGINEER(M-I)/WZ
OPP. MADHAV PARK, RAJOURI GARDEN,
NEW DELHI: 110027.
Email: eem1westzone@gmail.com

No.:- E.E.(M)-I/WZ/2024-25/D-746Dated: 19/7/24

To,

The General Secretary
AC-Block, Welfare Association (Regd.)
AC-1, Tagore Garden,
New Delhi-110027.

**Sub:- Regarding permission for installation of iron gates between AC-50 & AC-51,
AC-33 & AC-61 by RWA of AC-Block, Tagore Garden.**

This is in continuation to the communication of this office vide letter No. EE(M)-I/WZ/2024-25/D-474 dated 03.06.2024 in reference to the NOC for installation of iron gates between AC-50 & AC-51, AC-33 & AC-61 by RWA of AC-Block, Tagore Garden whereas you were directed to submit the compliances made by you in accordance to the circular No. D/664/SE(P) dated 25.06.2007.

In the matter concerned your reply was received in this office on dated 24.06.2024 with the compliances with respect to circular No. D/664/SE(P) dated 25.06.2007, the matter was examined and placed before the competent authority and the competent authority vide order dated 10.07.2024 has accepted the compliances in reference to the NOC issued in the matter concerned.

The said NOC will always be subject to the conditions that all the compliances defined and detailed in the circular No. D/664/SE(P) dated 25.06.2007 will always be maintained by the RWA.

AE	EE (M-I) WZ
D. No.	564
Date	27/7/24

EE(M)-I/WZ

Copy to:-

1. DC/WZ for kind information please
2. SE-I/WZ for kind information please
3. AE-H/TE-96 for strict vigil and watch of the condition of the policy
4. Office Copy

EE(M)-I/WZ

Cec

20. This Court further notes that a No Objection Certificate ("NOC") has also been issued by the Traffic Police for the installation of the gates in question, which is reproduced as under:



OFFICE OF THE DY. COMMISSIONER OF POLICE: TRAFFIC (WESTERN RANGE)
GROUND FLOOR, POLICE OFFICE COMPLEX, C-BLOCK, JANAKPURI, NEW DELHI-110058
Tele/Fax Nos: 011-25522253 & 011-25513451, Email: padcptwr@gmail.com

No. 1371/SO /DCP/Traffic Western Range, Delhi, Dated the 17/04/2023.

To,

Pradeep Arora, General Secretary,
AC Block Welfare Association (Regd.)
AC-3, Tagore Garden, New Delhi-110027.

Subject:- Regarding NOC for fixing gates between AC-33 & AC-61 and AC-50 & AC-51, Tagore Garden, New Delhi-110027.

Sir,

With reference to your letter dated 19.09.2022 on the above subject, it is informed that the Delhi Police has "No Objection" from traffic management point of view and law & order point of view for regularization of Iron Gate between AC-33 & AC-61 and AC-50 & AC-51, Tagore Garden, New Delhi (as shown on the enclosed site plan). However, the following terms and condition should also be followed and observed:-

1. Requisite clearance from all concerned agencies/departments like MCD, Delhi Fire Service etc. should also be taken by the Residential Welfare Association.
2. The width of gate shall be such that emergency vehicles can reach any part of colony without hindrance.
3. The gate should be manned round the clock so that gate can be opened at the time of any emergency, without any loss of time. However, information should also be available regarding key and locking of Iron Gate so that necessary action can always be ensured in case of emergency.
4. In the event of any dispute regarding installation/opening/closing/manning of gates/barriers, RWAs shall consult the ACP Sub-Division and Traffic Inspector of the area.
5. The entire management/arrangement of gate shall be at the risk and responsibility of the management of the Residents Welfare Association.
6. All the conditions contained in Delhi Police Standing Order No. L&O/06/2022 and guidelines of MCD as well as Hon'ble Courts regarding installation of Iron Gates should be followed meticulously by the RWA.

Note:- Non-compliance of the above mentioned condition may entail termination of the NOC.


(SAURABH CHANDRA)
Dy. Commissioner of Police,
Traffic, Western Range, Delhi.

No. _____/SO /DCP/Traffic Western Range, Delhi, Dated the _____/2023.

Copy forwarded for information and necessary action to the:-

1. SO to Addl.CP/T/Z-II for information please.
2. DCP/West Distt. for information please.
3. ACP/T/Rajouri Garden & TI/RJC for information and necessary action.
4. TE/Traffic for information.

21. When the present matter was listed on 08th January, 2025, this Court noted the concern of the petitioner regarding the structural stability of the gate in question. Thus, the order dated 08th January, 2025, was passed in the following manner:

"1. Matter has been heard at some length.

2. Amongst other issues, Petitioner raises question on the stability of



the gate installed adjacent to his house by RWA and submits that there is a likelihood of the pillars of the gate collapsing and causing injury to him or his family members. Learned counsels for the MCD and the RWA seriously dispute the submission with respect to the stability of the gate and the pillars.

3. MCD and the RWA will produce latest photographs of the gate in question, installed near the house of the Petitioner, on the next date of hearing.

4. List on 20.01.2025.”

22. Pursuant to the order dated 08th January, 2025, an inspection was carried out by the MCD on 17th January, 2025. Pursuant thereto, another Status Report dated 17th January, 2025, was filed on behalf of MCD, relevant portions of which, read as under:

“xxx xxx xxx

3. That as per the direction of the Hon'ble Court order dated 08.01.2025 an inspection of the aforesaid gate was made by the concerned JE & AE of the Maintenance Division-I, West Zone/MCD on 17.01.2025. During inspection of gate installed at between house No. AC-50 & 51 , it was found that the gate connecting house number AC-50 & 51 are not in eminent danger and no cracks are visible on the pillars. Further, the movable iron gates attached with both the pillars are also in good condition and are functioning properly. The said pillars/iron gates were inspected both by opening iron gates and by closing iron gates. The photographs taken at the time of inspection are enclosed herewith as Annexure- 'A'.

xxx xxx xxx”

(Emphasis Supplied)

23. A reading of the aforesaid report filed by the MCD, clearly shows that the MCD has categorically stated that the gate connecting AC-50 and AC-51, is not in imminent danger, and no cracks were visible in the pillars. Further, the iron gates were found to be attached to both pillars in good condition and were functioning properly.

24. Along with the aforesaid Status Report, photographs of the said gate have also been filed, one of which, is reproduced as under:



25. This Court is further informed that due compliance with the said Circular dated 25th June, 2007, is being done by respondent no. 1.

26. It is to be noted that the petitioner has filed objections to the Structural Stability Certificate filed by respondent no. 1, with regard to the gates in question. However, considering the various documents on record, including, the Inspection Report of the MCD, it is manifest that the objections filed by the petitioner with regard to the structural stability of the gates in question, are unfounded, and cannot be accepted.

27. In view of the aforesaid detailed discussion, it is apparent that the gates, which are the subject matter of the present writ petition, are existing after due permission from the concerned authorities.



28. Further, the said gates are structurally safe and in good condition, posing no threat of falling down. Additionally, the said gates are in full compliance with the Circular dated 25th June, 2007, issued by the MCD, with regard to the installation of gates.

29. This Court will not go into a roving inquiry into the correctness of the conclusion reached by the MCD that the gates in question are structurally safe and in compliance with the Circular dated 25th June, 2007. While holding that the Court is only concerned with the manner of the decision-making, and not with the decision itself reached by an administrative body, the Supreme Court in the case of *Municipal Council, Neemuch Versus Mahadeo Real Estate and Others*, (2019) 10 SCC 738, held as follows:

“xxx xxx xxx

13. In the present case, the learned Judges of the Division Bench have arrived at a finding that such a sanction was, in fact, granted. We will examine the correctness of the said finding of fact at a subsequent stage. However, before doing that, we propose to examine the scope of the powers of the High Court of judicial review of an administrative action. Though, there are a catena of judgments of this Court on the said issue, the law laid down by this Court in Tata Cellular v. Union of India [Tata Cellular v. Union of India, (1994) 6 SCC 651] lays down the basic principles which still hold the field. Para 77 of the said judgment reads thus : (SCC pp. 677-78)

“77. The duty of the court is to confine itself to the question of legality. Its concern should be:

- 1. Whether a decision-making authority exceeded its powers?*
- 2. Committed an error of law,*
- 3. committed a breach of the rules of natural justice,*
- 4. reached a decision which no reasonable tribunal would have reached or,*
- 5. abused its powers.*

Therefore, it is not for the court to determine whether a particular policy or particular decision taken in the fulfilment of that policy is fair. It is only concerned with the manner in which those decisions have been taken. The extent of the duty to act fairly will vary from case to case. Shortly put, the grounds upon which an administrative



action is subject to control by judicial review can be classified as under:

(i) Illegality : This means the decision-maker must understand correctly the law that regulates his decision-making power and must give effect to it.

(ii) Irrationality, namely, Wednesbury unreasonableness.

(iii) Procedural impropriety.

The above are only the broad grounds but it does not rule out addition of further grounds in course of time. As a matter of fact, in R. v. Secy. of State for Home Department, ex p Brind [R. v. Secy. of State for Home Department, ex p Brind, (1991) 1 AC 696 : (1991) 2 WLR 588 (HL)] , Lord Diplock refers specifically to one development, namely, the possible recognition of the principle of proportionality. In all these cases, the test to be adopted is that the court should, ‘consider whether something has gone wrong of a nature and degree which requires its intervention’.

*14. It could thus be seen that the scope of judicial review of an administrative action is very limited. Unless the Court comes to a conclusion that the decision-maker has not understood the law correctly that regulates his decision-making power or when it is found that the decision of the decision-maker is vitiated by irrationality and that too on the principle of “Wednesbury unreasonableness” or unless it is found that there has been a procedural impropriety in the decision-making process, it would not be permissible for the High Court to interfere in the decision-making process. **It is also equally well settled that it is not permissible for the Court to examine the validity of the decision but this Court can examine only the correctness of the decision-making process.***

xxx xxx xxx”

(Emphasis Supplied)

30. Accordingly, in view of the detailed discussion herein above, no merit is found in the present writ petition. The present writ petition, along with the pending applications, is dismissed.

MINI PUSHKARNA, J

AUGUST 21, 2025/SK