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

\+ W.P.(C) 1561/2016, CM APPL. 6746/2016, CM APPL. 15106/2016, CM APPL. 12095/2025 & CM APPL. 12135/2025

PREMINDER SINGH & ORS. .....Petitioners

Through: Mr. Zoheb Hossain, Advocate (through VC)

versus

NEW DELHI MUNICIPAL COUNCIL & ORS. .....Respondents

Through: Mr. Rajesh Gogna (CGSC) along with Ms. Priya Singh and Ms. Rebina Rai, Advocates
M: 7865913196
Email: rebinrai320@gmail.com
Mr. Yoginder Handoo, ASC and Mr. Ashwin Kataria, Advocate for NDMC-Respondent

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

O R D E R

% **09.05.2025**

1. The present writ petition has been filed seeking orders/directions for quashing the Warrant dated 8th February, 2016, issued by respondent no. 1-New Delhi Municipal Council ("NDMC"), and stay of the Demand Notice dated 9th January, 2015, issued by the Property Tax Department, NDMC.

2. When the present matter was listed for hearing on 15th April, 2025, this Court had passed the following order:

"xxx xxx xxx

1. Learned counsel appearing for the petitioners submits that the petitioners, have already paid a sum of ₹2,76,84,282/ -, as per

Bill dated 04th December, 2024, Annexure P-2, as raised by the respondent/New Delhi Municipal Council ("NDMC"), without prejudice to their rights and contentions.

2. *He further draws the attention of this Court to Annexure P-8, which is the purported No Dues Certificate issued by the respondent/NDMC, in particular, to paragraph 2 of the same. The said No Dues Certificate dated 07th January, 2025, is reproduced as under:*

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ANNEXURE P-8

SPEED POST/REGD. POST

NEW DELHI MUNICIPAL COUNCIL
PALIKA KENDRA: NEW DELHI
(PROPERTY TAX DEPARTMENT)

No. D-/[illegible]/AO (Tax)/2025 Dated [illegible]/1/2025

M/s Sir Sobha Singh Charitable Trust
2, Tees January Lane,
New Delhi-110003

Subject:- Regarding issuance of No Dues Certificate in respect of property No-2, Tees January Lane, New Delhi-110003

(P-9065)

Sir/Madam,

With reference to your request letter dated 24.12.2024 on the subject cited above, it is informed that as per record of the property tax department Rs. 16/- is outstanding against property No- 2, Tees January Lane, New Delhi-110003 on existing Rateable value of Rs. 1,20,89,000/- w.e.f. 25.11.2024 onwards under Unit Area Method.

2. This certificate is being issued as per your request letter dated 24.12.2024 and the same is subject to scrutiny, post audit observation and recovery, if any.

Yours sincerely,

(Sanjay Madwal)
Accounts Officer (Tax)

TRUE COPY

3. *Learned counsel appearing for the petitioners submits that since the petitioners have already paid the requisite amount as demanded by the NDMC, he shall withdraw the present writ petition, subject to the fact that the NDMC does not raise further bills against the petitioner towards the property tax, with respect to the period for which the property tax has already been paid.*

4. *He states that the property in question was occupied by the Hungarian Information and Cultural Centre, and the same is exempted from payment of property tax by virtue of Article 23 of*

the Vienna Convention on Diplomatic Relations, 1961 ("Vienna Convention"). Thus, he submits that any property occupied by the Republic of Hungary and other countries, which are signatories to the Vienna Convention, are exempted from payment of property tax.

5. *Learned counsel appearing for Union of India supports the aforesaid submission.*

6. *Accordingly, learned counsel appearing for respondent/NDMC, is directed to seek instructions, as regards paragraph 2 of the No Dues Certificate dated 07th January, 2025, as reproduced hereinabove.*

7. *Re-notify on 02nd May, 2025."*

3. Today, learned counsel appearing for the NDMC submits that, as on date, no dues towards property tax payment for the property bearing ID No. P-9066, is pending against the petitioners with respect to the period, which is subject matter of the present writ petition.

4. The aforesaid statement made by learned counsel appearing for the NDMC is taken note of, and the NDMC is held bound by the said statement.

5. Accordingly, no further orders are required to be passed in the present writ petition.

6. However, in case, any further action is initiated by the NDMC *qua* the period, which is subject matter of the present writ petition, the petitioners shall be at liberty to seek remedies in accordance with law, including, reviving the present petition.

7. Noting the aforesaid, the present writ petition, along with the pending applications, is accordingly disposed of.

MINI PUSHKARNA, J

MAY 9, 2025
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