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

+ **W.P.(C) 6355/2026 & CM APPL. 31248/2026**

ANIL KUMAR AND ANR

.....Petitioners

Through: **Mr. Viksit Singh, Advocate.**

versus

GOVT OF NCT OF DELHI AND ORS

.....Respondents

Through: **Ms. Harshita Nathrani, Advocate for
Mr. Sameer Vashisht, SC, GNCTD.**

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

11.05.2026

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1. Petitioner No. 1 is a recorded co-owner/co-bhumidhar to the extent of 1/3rd share in agricultural land bearing Khasra Nos. 1 etc./303 (9-09), 1 etc./338 (20-01) and 1 etc./649 (5-09), total admeasuring 34 Bigha 19 Biswas, situated in the revenue estate of Village Mundhela Khurd, Tehsil Najafgarh, District South-West, Delhi. Petitioner No. 2 is the intending purchaser of the share of Petitioner No. 1 in the aforesaid land.
2. It is stated that, owing to *bona fide* personal and financial requirements, Petitioner No. 1 agreed to sell his 1/3rd share, admeasuring 11 Bigha 13 Biswas, to Petitioner No. 2 and, accordingly, a Sale Deed dated 05th May, 2025 was executed between the Petitioners in respect thereof.
3. The Petitioners state that the aforesaid Sale Deed was presented before Respondent No. 4, i.e., Sub-Registrar-IX(A), Najafgarh, for registration on 07th May, 2025. However, the registration has not been processed further on account of insistence upon a No Objection Certificate [“NOC”] / Land Status Report [“LSR”] / sanction under Section 30 of the



East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948, purportedly on the ground that Village Mundhela Khurd is under consolidation proceedings. Aggrieved thereby, the Petitioners have invoked the writ jurisdiction of this Court.

4. In response thereto, a deficiency memo dated 29th May, 2025 was issued to the Petitioners. A copy thereof has been handed over by Mr. Sameer Vashisht, Standing Counsel for GNCTD, and the same is taken on record. In terms of the said deficiency memo, the deficiency noted pertains to non-filing of the LSR from the concerned ADM. The LSR is being insisted upon on account of the subject land being stated to fall in the village which is under consolidation proceedings.

5. Be that as it may, insofar as insistence on an NOC/LSR/sanction on account of pending consolidation proceedings is concerned, this Court in ***Okaya Infocom Pvt. Ltd. & Anr. v. Govt. of NCT of Delhi & Anr.***¹ held that having regard to the prolonged nature of consolidation proceedings, registration of such documents cannot be indefinitely withheld solely on the ground of non-availability of an NOC. The Sub-Registrar was directed to proceed in accordance with law, without insisting upon any sanction, approval, or NOC linked exclusively to consolidation proceedings.

6. The aforesaid legal position has been reiterated in subsequent decisions, including in ***Jeevantika Organic Farming LLP v. Govt. of NCT of Delhi & Ors.***², wherein, while taking note of the stand of the Government, this Court balanced equities by requiring the intending purchaser(s) therein to furnish an undertaking. The underlying principle,

¹ In *W.P.(C) 12122/2021*, decided on 10th November, 2023.

² In *W.P. (C) 12083/2025* & other connected matters decided on 12th August, 2025.



namely that registration cannot be stalled indefinitely on account of pending consolidation proceedings, is equally applicable to the present case.

7. In view of the aforesaid legal position, and having regard to the facts of the present case, this Court is of the opinion that the writ petition can be disposed of by issuing directions in similar terms.

8. Accordingly, it is directed as under:

(i) The affidavits/undertakings already placed on record by the Petitioners is taken on record and accepted. The Petitioners shall remain bound by the same.

(ii) Any breach of the aforesaid undertakings shall entail consequences in accordance with law. The undertakings shall also form part of the Sale Deed so as to put any subsequent transferee to notice.

(iii) Subject to verification of the land acquisition status by the competent authority, and in line with the decisions in *Okaya Infocom Pvt. Ltd.* and *Jeevantika Organic Farming LLP*, it is directed that the registration of the Sale Deed shall not be refused solely on the ground of pendency of consolidation proceedings or non-availability of any NOC/LSR/sanction in that regard, and shall be processed further in accordance with law.

(iv) It is clarified that the registration shall be without prejudice to the pending consolidation proceedings and shall remain subject to the rights, claims, and contentions of third parties, if any.

9. With the foregoing directions, the petition is disposed of, along with the pending application.

SANJEEV NARULA, J

MAY 11, 2026/hc