

\$~6(supplementary cause list)

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ WP(C) 4572/2007

MANUSHI SANGATHAN, DELHI Appellant
Through: Ms. Indira Unninayar, Adv. with
Ms. Nina Bhalla & Ms. Akanksha Singh,
Adv.
versus

GOVT OF DELHI & ORS. Respondents
Through: Mr. Anuj Aggarwal, ASC for GNCTD with
Mr. Shikhar Sheel & Ms. Ayushi Bansal,
Adv. for DCP(Traffic).
Mr. Naushad Ahmad Khan, ASC, Civil
GNCTD with Mr. Zahid Hanief &
Ms. Manisha Chauhan, Adv.
Ms. Geetanjali Mohan, Adv. for Railways.
Mr. Sanjeev Ralli, Adv. for R-16,
Chandni Chowk Sarv Vyapar Mandal
(CCSVM).
Mr. Rushab Aggarwal, Adv. for applicant in
CM No.28805/2020.

CORAM:
HON'BLE MS. JUSTICE HIMA KOHLI
HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

% 20.11.2020

HEARD THROUGH VIDEO CONFERENCING

CM No.29717/2020(by the Government of NCT of Delhi for direction)

1. The present application has been moved by the GNCTD praying *inter alia* for permission to change the presently functioning Nodal Officer, Sh. Ravi Kant, SE Project, PWD on the ground that he has been appointed to the

post of Chief Engineer (Civil), DDA. In his place the applicant seeks appointment of Sh. Abhishek Raj SE (Project), PWD as a Nodal Officer.

2. Issue notice. Learned counsel for the non-applicants including the petitioner accept notice and state that they have no objection to the prayer made in the application. Accordingly, the application is allowed. The present Nodal Officer is permitted to be substituted by Sh. Abhishek Raj SE, PWD with immediate effect.

3. The application is disposed of.

CM No.28805/2020(by the applicant for intervention)

1. Though this application is not listed today, at the request of Mr. Rushab Aggarwal, who expressed an urgency, the same has been taken up for hearing.

2. This application has been moved by Shri. Manokamna Siddh Shri Hanuman Seva Samiti, a registered Society, praying *inter alia* for intervention in the writ petition.

3. Learned counsel for the applicant submits that the applicant has been entrusted with the upkeep of the Hanuman Temple, at Katra Dulia, Main Chandani Chowk and is aggrieved by the order dated 31st October, 2020, issued by the Nr.D.M.C. proposing to demolish the temple on 1.11.2020. Admittedly, the temple has not been demolished till now.

4. Learned counsel states that vide order dated 14.11.2019, the High Court had rejected the report of the Religious Committee headed by Hon'ble Lieutenant Governor, GNCTD that had recommended that the temple ought to continue to exist at the site. The said order was taken in appeal by the Government of NCT. Vide order dated 13.7.2020, the Supreme Court

disposed of SLP (Civil) No.323/2020 in view of the statement made on behalf of Government of NCT that it would move a suitable application before the High Court for further directions, as may be warranted.

5. Once such a liberty was granted to the GNCTD, and so far, GNCTD has not approached this court for any relief, we see no reason to entertain that application for intervention which is nothing but an attempt to reagitate the same issue that has been considered and rejected by an earlier order dated 14.11.2019.

6. The prayer made in the application for intervention is declined. The application is dismissed.

HIMA KOHLI, J

SUBRAMONIUM PRASAD, J

NOVEMBER 20, 2020
ak