

\$~31

WWW.LIVELAW.IN

*

IN THE HIGH COURT OF DELHI AT NEW DELHI

+

W.P.(C) 720/2018

SHRI RINKU KAUSHIK

..... Petitioner

Through

Mr. Prateek Kumar, Advocate

versus

THE STATE AND ORS.

..... Respondents

Through

Mr. Kapil Dutta, Standing Counsel and
Ajjay Aroraa, Standing Counsel for
SDMC

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

29.07.2021

%

CM APPLN. 22856/2021 (Exemption)

Allowed, subject to all just exceptions.

W.P.(C) 720/2018 & CM APPLN. 22855/2021 (dir)

1. The hearing was conducted through video conferencing.
2. Petitioner contends that despite repeated directions by this Court, the officers of the respondent-Corporation have permitted the illegal/unauthorized construction to be carried out and the buildings to be completed.
3. Learned counsel submits that the respondent-Corporation had earlier filed a status report indicating that the demolition action has been taken, however, this Court has observed that the demolition action was cosmetic.
4. The observations of this Court contained in order dated 23.10.2020 seems to have been fortified in view of the fact that further construction has

Signature Not Verified

Digitally Signed By: RINKU KAUSHIK
MAGGU
Signing Date: 30.07.2021 08:04:29
This file is digitally signed by PS
to HMJ Sanjeev Sachdeva.

W.P.(C) 720/2018

Digitally Signed
By: JUSTICE SANJEEV
SACHDEVA
Signing Date: 29.07.2021
19:59

been carried out and buildings are now complete and some of the buildings are in the process of being occupied.

5. Time is sought by learned counsel for the respondent-Corporation to file a status report.

6. Let a status report along with complete details of properties which have come up in the vicinity of the Qutub Minar unauthorizedly be filed along with action taken supported by the photographs.

7. Municipal Commissioner (South Zone), Delhi is directed to fix the responsibility of the concerned officers who were supposed to monitor the area and who have permitted these illegal/unauthorized constructions to be carried and submit a report.

8. List on 20.08.2021. The next date 03.08.2021 is hereby cancelled.

9. Let the status report-cum-action taken report be filed before the next date of hearing.

10. Deputy Commissioner (South Zone) shall be present on the next date of hearing.

11. Further respondent-Corporation is directed to ensure that none of the properties are permitted to be occupied, if not already occupied.

12. Copy of the order be uploaded on the High Court website and be also forwarded to learned counsels through email by the Court Master.

SANJEEV SACHDEVA, J

JULY 29, 2021

'rs'