

Withdrawal Of Writ Petition) Rizwan vs South Delhi Municipal Corporation And ... on 29 January, 2019

Author: Anup Jairam Bhambhani

Bench: Anup Jairam Bhambhani

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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) No. 5807/2018 & CM APPL. No. 53127/2018 (for withdrawal of writ petition)

RIZWAN

..... Petitioner

Through : Mr. Asad Iqbal, Advocate.

versus

SOUTH DELHI MUNICIPAL CORPORATION
AND ORS.

..... Respondent

Through : Mr. Tushar Sannu, Advocate for
SDMC/R1.

Mr. Varun Kumar Tikmani, Advocate
for R2 with SI Vivek Gautam, P.S.
Shaheen Bagh, Delhi.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI
ORDER

% 29.01.2019 The petitioner is aggrieved by the alleged unauthorized construction on property bearing No. 150/2 F-Block, Shaheen Bag, Jamia Nagar, New Delhi.

Although status report as directed by the last order dated 17.12.2018 is stated to have been filed, the same is not on record.

Learned counsel appearing for respondent No. 1/SDMC submits that action in respect of the subject property has been initiated but has not yet been completed.

I was inclined to dispose of this petition in-line with other orders made in similar matters, whereby petitions such as these have been disposed of giving liberty to the petitioner to approach the Special Task Force in accordance with the policy and procedure laid down in DDA's Office Memorandums dated 25.04.2018 and 23.05.2018 ; however at the time of signing the order, it is noticed that CM No. 53127/2018 has been filed by the petitioner seeking liberty to withdraw the petition, which application was not canvassed nor brought to my attention at the hearing.

If the petitioner indeed wishes to withdraw the petition, then there would be no occasion for me to grant any liberty to the petitioner to approach the Special Task Force as above.

In this view of the matter, let the petition be re-listed on 07.02.2019.

ANUP JAIRAM BHAMBHANI, J JANUARY 29, 2019 j