

Rakesh Nanda & Anr vs East Delhi Municipal Corporation on 20 September, 2021

Author: Sanjeev Sachdeva

Bench: Sanjeev Sachdeva

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IN THE HIGH COURT OF DELHI AT NEW DELHI
W.P.(C) 2394/2021 & CM APPL. 6962/2021
RAKESH NANDA & ANR.

Through

Mr. Arjun

Versus

EAST DELHI MUNICIPAL CORPORATION
Through Mr. Manu Chaturvedi,

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

% 20.09.2021 CM APPL. 6963/2021 (Exemption) Exemption allowed, subject to all just exceptions.

1. The hearing was conducted though video conferencing.
2. By this application, petitioner seeks amendment of the petition.
3. Notice has not yet been issued in the petition. Accordingly, for the reasons stated in the application and without prejudice to the rights and contentions of the parties, the application is allowed.
4. Amended petition is taken on record.

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1. Learned counsel for the petitioner submits that in view of CM.APPL. 32598/2021 being allowed, he does not press this application.
2. The application is accordingly dismissed as not pressed.

W.P.(C) 2394/2021

1. Issue notice. Notice is accepted by learned counsel appearing for respondent. While objecting to the maintainability of the petition, he prays for time to file reply. Let the same be filed within four weeks. Rejoinder within three weeks thereafter.

2. Learned counsel for respondent submits that Government of NCT of Delhi would be a necessary party in view of the specific prayer made.

3. On the oral prayer of the petitioner, Government of NCT of Delhi is impleaded as respondent. Let amended memo of parties be filed within two days.

4. Notice shall issue to the newly added respondent through standing counsel, returnable on 28.09.2021, the enbloc date to be listed along with W.P. (C) 9658/2019

5. In the meantime, subject to the petitioner continuing to pay the property tax as per the existing rate and furnishing an undertaking that in case the writ petition is dismissed, the entire tax arrears alongwith Digitally Signed Digitally Signed By:KUNAL SACHDEVA Signing Date:21.09.2021 07:47:11 W.P.(C) 2394/2021 Signing Date:20.09.2021 2 21:59 This file is digitally signed by PS to HMJ Sanjeev Sachdeva.

interest for the delayed period and necessary interest as this Court may direct, shall be paid to the respondent, no coercive action shall be taken against the petitioner. Undertaking be filed within six days from today.

6. Copy of the order be uploaded on the High Court website and be also forwarded to learned counsels through e-mail by the Court Master.

SANJEEV SACHDEVA, J SEPTEMBER 20, 2021 NA Digitally Signed Digitally Signed By:KUNAL SACHDEVA Signing Date:21.09.2021 07:47:11 W.P.(C) 2394/2021 Signing Date:20.09.2021 3 21:59 This file is digitally signed by PS to HMJ Sanjeev Sachdeva.