

**DELHI DEVELOPMENT AUTHORITY
(ENGINEER MEMBER'S OFFICE)**

NO.EM(10)2007/Cir/Court matter/DDA/4525 DT: 1-10-2008

: CIRCULAR NO. 631 :

It has come to my notice that the court cases are not being handled properly by the Executive Engineer/Dy. Director(Hort.) with the result adverse orders are passed against the Authority. In order to have proper control it is hereby directed that every division will keep a register wherein all the court cases of the concerned division will be entered giving details of the work to which the case relates, legal file number, name of the panel lawyer and date of hearing. As and when, any case is received the same will be entered in the said register. The parawise comments will be provided within three days of the receipt of the cases and case be discussed with Panel Lawyer in order to prepare the reply/counter affidavit. On each and every day of hearing, the Executive Engineer or his A.E. or AA0, who is well conversent with the case will attend the court and thereafter, will record proceedings including the orders and date of hearing in the said register.

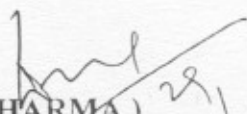
The same procedure will also be adopted in the arbitration matters.

It has further been brought to my notice that the recovery suits are not being filed in the court within the limitation period, which is three years. It is, therefore, desired that as and when any recovery is worked out against the contractor, he may be issued Show Cause Notice to deposit the same within a period of say, 15 days. In case, the contractor does not deposit then department

i.e DDA thereafter, should file the recovery suit before the competent court. This way, the department will be in a position to make recovery of the dues of the authority.

All concerned are directed to take suitable action accordingly, and there should be no lapse in court cases/arbitration cases/recovery suits.

This is issued after approval of Engineer Member.


(D.D.SHARMA)
CHIEF ENGINEER(H.Q.)

Copy to:-

1. All Chief Engineers.
2. All Supdtg. Engineers.
3. Directors(Hort.) North & South.
4. All Executive Engineers/Dy. Directors(Hort.)
5. Chief Legal Advisor.
6. Dy. Chief Legal Advisor-II
7. Sh. J.S. Singhal, SLO