



\$~4

***IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 6728/2018 and CM APPL. 25594/2018

**NATIONAL ALLIANCE OF PEOPLE'S MOVEMENT &
ORS**

..... Petitioners

Through Mr. Colin Gonsalves, Senior
Advocate with Mr.
Choudhary Ali Zia Kabi and
Mr. Anupradha Singh,
Advocates

Versus

DELHI DEVELOPMENT AUTHORITY & ORS

..... Respondents

Through Mr. Dev P. Bhardwaj,
CGSC for R-1
Mr. Ajay Verma, Senior
Standing Counsel and Mr.
Dhanesh Relan, Standing
Counsel with Ms. Komal
Sorout and Mr. Kajri Gupta,
Advocates for DDA
Mr. Naushad Ahmed Khan,
ASC (Civil) GNCTD for R-
3 & 4
Mr. Parvinder Chauhan, and
Mr. Nitin Jain, Advocate for
DUSIB
Mr. Ripu Daman Bhardwaj,
CGSC with Mr. T.P.Singh,
Advocate for R-5/UOI

CORAM:

HON'BLE THE ACTING CHIEF JUSTICE



HON'BLE MR. JUSTICE C.HARI SHANKAR
ORDER
11.07.2018

%

1. This writ petition was pressed before us contending that the orders passed by the respondents on the appeals preferred by the petitioner no.2 to 5 have not been served upon them and as a result they were deprived of exercising their legal remedy of assailing the said orders.
2. It is submitted by Mr. Kabir, learned counsel for the petitioners that this writ petition was filed in public interest contending that the DDA had rejected the responses of the occupants/persons who have shifted to DDA Transit Camp, Kathputli, Anand Parbat, Delhi and directed their eviction from the transit camp as well.
3. We are informed by Mr. Ajay Verma, learned Senior Standing Counsel for the DDA that 771 occupants have been declared ineligible by the DDA, of which 475 occupants have filed appeals and 225 appeals therefrom have already been decided. We are further informed that 43 applicants had been found eligible and entitled to allotment, and that such allotments are underway.
4. It is submitted by Mr. Kabir that the persons whose appeals had been rejected would be assailing the orders passed by the DDA against their eligibility. He has prayed that given the deprivation of such persons, some time may be given inasmuch as these persons are illiterate and all of them are economically deprived. Mr. Kabir further submits that many of the appellants whose appeals had been



rejected do not have the orders dismissing their appeals.

5. Keeping in view the totality of the facts of the case, we direct the DDA to forthwith put all details of all appeals received by it as well as the details of the occupants in the Transit Camp on its website. We also directed the DDA to post the orders passed in the appeals filed by the occupants of Kathputli Colony on its website within one week from today.

6. Mr. Kabir makes a prayer that such persons who have not been able to file their appeals against the rejection by the Eligibility Determination Committee (EDC) may, in the interests of Justice, be permitted to file appeals to the Appellate Authority. It is submitted that the applicants are unable to do so on account of lack of legal literacy and financial constraints.

7. The DDA shall post complete details of all the appeals as well as the details of the occupants in the Transit Camp. Such persons who have so far not assailed the orders against them by the Eligibility Determination Committee are permitted to file appeals within a period of one month from today.

8. We grant Mr. Kabir a period of eight weeks to file all appeals. It is directed that occupants of the DDA Transit Camp, Anand Parbat whose appeals stand rejected shall not be evicted for a period of two months from today to enable them to take action in accordance with law.

9. Let a copy of this order be sent to the Vice-Chairman, DDA.

10. This writ petition and the pending application are disposed of in the above terms.



Dasti under signature of Court Master.

ACTING CHIEF JUSTICE

C.HARI SHANKAR, J

JULY 11, 2018

gb