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

+ W.P.(C) 5884/2002

VASANT VIHAR WELFARE ASSOCIATION AND ANR.

..... Petitioners

Through: Mr. Meet Malhotra, Sr. Advocate with
Mr. Ravi S.S. Chandan and Ms. Pallak S.,
Advocates

versus

M.C.D. & ORS.

..... Respondents

Through: Mr. Kapil Dahiya, Standing Counsel for
MCD
Ms. Arunima Dwivedi, CGSC with
Mr. Aakash Pathak and Ms. Pinky Panwar,
Advocates

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

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22.02.2023

CM APPL. 8670/2023 (for direction by the petitioner)

1. By way of the present application filed under Section 151 CPC, the petitioner-Association seeks directions to the respondents to revive the committee constituted in terms of order dated 01.04.2003 as well as to ensure that the encroachments as pointed out to MCD are appropriately dealt with.
2. Issue notice.

3. Learned counsels, as above, accept notice for the respective respondents.

4. Mr. Meet Malhotra, learned Senior Counsel for the petitioners/applicant, submits that the present petition was disposed of on 01.04.2003 thereby constituting a committee consisting of Sub-Inspector of the concerned Police Station to be nominated by the SHO, the concerned Assistant Commissioner of MCD (South Zone) and *Mr.R. Kapoor*, who was resident of the area. He further submits that presently *Mr. R. Kapoor* is about 90 years of age and on account of his advance age, the committee could not meet as directed vide the aforesaid order. Learned Senior Counsel, on instructions, also submits that instead of *Mr. R. Kapoor*, the association will now be represented by its President/Secretary.

5. Accordingly, the order dated 01.04.2003 stands modified to the aforesaid extent. The committee of three persons shall meet in terms of the directions passed on 01.04.2003. At the first instance, let the meeting take place in the office of the petitioner-Association on 01.03.2023 at 11:00 A.M.

6. With the above directions, the application is disposed of.

MANOJ KUMAR OHRI, J

FEBRUARY 22, 2023

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