

\$~38 to 42

\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **W.P.(C) 1615/2013**

ARVIND RAWAL ..... Petitioner

Through

versus

UNION OF INDIA & ANOTHER ..... Respondents

Through: Mr Roshan Lal Goel and Ms Anju Gupta, Advocates for R-1/UIO.  
Ms Mini Pushkarna, Standing Counsel, DUSIB with Ms Apoorva Khosla, Ms Shiva Pandey and Ms Swagata Bhuyan, Advocates for DUSIB.

WITH

39.  
+ **W.P.(C) 3245/2013**

ASHWANI KUMAR CHADHA ..... Petitioner

Through: Ms Padma Priya, Advocate.

versus

DELHI URBAN SLUM IMPROVEMENT BOARD ..... Respondent

Through: Ms Mini Pushkarna, Standing Counsel, DUSIB with Ms Apoorva Khosla, Ms Shiva Pandey and Ms Swagata Bhuyan, Advocates for DUSIB.

WITH

40.  
+ **W.P.(C) 1247/2014**

RAMESH KUMAR ..... Petitioner

14/c

Through: Ms Padma Priya and Mr Anchit  
Bhandari, Advocates.

versus

DELHI DEVELOPMENT AUTHORITY AND  
ORS

..... Respondents

Through: Ms Mini Pushkarna, Standing  
Counsel, DUSIB with Ms  
Apoorva Khosla, Ms Shiva  
Pandey and Ms Swagata Bhuyan,  
Advocates for DUSIB.

WITH

41.

+

W.P.(C) 8444/2016

BHIM SINGH AND ORS

..... Petitioners

Through: Mr Nikhil Singh, Advocate.

versus

DELHI DEVELOPMENT AUTHORITY  
AND ORS

..... Respondents

Through: Ms Manisha Agrawal Narain,  
Advocate for R-1/DDA.  
Ms Mini Pushkarna, Standing  
Counsel, DUSIB with Ms  
Apoorva Khosla, Ms Shiva  
Pandey and Ms Swagata Bhuyan,  
Advocates for DUSIB.

AND

42.

+

W.P.(C) 875/2017

MOHIT ARORA

..... Petitioner

Through

versus

ASSISTANT DIRECTOR ( HOUSING) DDA  
AND ANR

Respondents

.....

Through: Ms Mini Pushkarna, Standing  
Counsel, DUSIB with Ms  
Apoorva Khosla, Ms Shiva  
Pandey and Ms Swagata Bhuyan,  
Advocates.

**CORAM:**

**HON'BLE MR. JUSTICE VIBHU BAKHRU**

**ORDER**

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**07.02.2019**

1. The petitioners have filed the present petitions, inter alia, seeking allotment of dwelling units under the "Residential Flat Registration Scheme 1985" (hereafter 'the 1985 Scheme'). The petitioners had registered under the 1985 Scheme and also paid the registration amount of ₹3,000/- at the material time. Aggrieved by the non allotment of dwelling units even after more than 32 years, the petitioners have moved this court by way of the present petitions.
2. It was apparent from the status reports filed in these petitions that little progress was made by the Slum Wing of DDA or its successor, Delhi Urban Shelter Improvement Board (DUSIB) in ensuring that flats are allotted to the registrants of the 1985 Scheme. During the course of the proceedings, DUSIB had informed this court that it had written letters to the Union of India to allot already built up flats under the Jawaharlal Nehru National Urban Renewal Mission (JNNURM). Over the course of proceedings, this court was also informed that certain flats are available

for allotment to the registrants. DUSIB has also filed an affidavit affirming that it has commenced the exercise of re-verification of the applicants, considering the period that has elapsed since the applications were accepted.

3. In the order dated 24.01.2019, this Court had recorded that the matter regarding allotment of flats is being actively pursued by DUSIB, therefore, no further orders are required to be passed by this Court. However, at this stage, learned counsel appearing for the petitioner had raised a doubt whether the flats under the JNNURM scheme would be made available to the petitioners as, under the said scheme, bulk of the costs was to be paid by government agencies and the beneficiaries were only required to contribute 12% of the costs. This is in variance with the DUSIB's proposal to allot flats on costs.

4. In view of the above, this Court had called upon learned counsel appearing for respondent no.1 to take instructions in this regard.

5. Mr Goel, the learned counsel appearing for respondent no.1 now contends that it is not respondent no.1's case that the flats should be allotted at subsidised rates and the same can be allotted on cost basis. However, the question as how the consideration is to be appropriated is a matter between DUSIB and respondent no.1.

6. In view of the above statement, DUSIB is directed to proceed with the complete allotment of flats on costs basis (which has been provisionally determined at approximately ₹13 Lakhs per dwelling unit). The issue whether the said costs are to be appropriated and by which government agency (whether DUSIB or respondent no.1), is left open.

7. The learned counsel appearing for the petitioners submits that the

1985 Scheme is in variance with the current scheme, inasmuch as, the earlier scheme did not stipulate an income criteria and further, flats were also available on a hire-purchase basis.

8. It is seen that more than 35 years have passed since the 1985 scheme was floated. It is also not disputed that the scheme was for slum dwellers and persons from the lower economic strata of society. In view of the above, this Court finds no infirmity with DUSIB fixing the eligibility criteria for the applicants. Considering that DUSIB is now required to source flats from other agencies, the decision of DUSIB to do so on cash down basis also does not warrant any interference by this Court.

9. The petitions are accordingly disposed of, with the aforesaid direction.

**FEBRUARY 07, 2019**  
**MK**

**VIBHU BAKHRU, J**

10/c

**DELHI URBAN SHELTER IMPROVEMENT BOARD  
GOVT. OF NCT OF DELHI  
OFFICE OF DIRECTOR(HOUSING)  
PUNERWAS BHAWAN, I.P. ESTATE, I.T.O,  
NEW DELHI-110002.**

No: D-891/AD(H)/19

Dated: 28-10-19

Kindly refer to your office letter No.GAD/2019/DUSIB/20783 dated 22-10-2019 regarding pending court cases of Housing Branch. The list in prescribed proforma is enclosed for your kind information and necessary action.

B1 28/10/19  
ASSTT. DIRECTOR(HOUSING)  
10/c

Encl: as above.

Dy. Director(Admn.)

TIS HAZARI DISTRICT COURT CASES LIST

Case No.	TITLE OF CASE S/Sh./Ms.	Name of Court S/Sh./Ms.	ADVOCATE S/Sh./Ms.	SUBJECT MATTER	SECTION	LDOH	DOH	Pendency status	Remarks
6 RCA 69/11 61020/2016	Lav Kumar Aggarwal V/s Sunita Chhabra	Vikas Dhull 215	Parvinder Kaur	Flat no. 6-C DDA. Tenanat/landlord dispute	Housing	20/10/19 21/9/19 7/9/19 2/8/19 26/7/2016	10/30/2019	>2 years	further arguments on appeal
CS/27/16 601281	Kalyan Chawla VS DUSIB	Vivek Beniwal 354A	Amit Kumar Mittal	Allotment of flat under 1985 Registration Scheme	Housing	18/9/19 25/7/19 3/4/19 16/1/19	11/20/2019	>2 years	Mis. arg.
CS/ 827/2017	Swayam Sidha Vs Ram Sahoor	Rajinder Kumar 35	Amit Kumar Mittal	Swayam Sidha Colony, West Punjabi Bagh, New Delhi-26. Plaintiff seeks eviction of	Housing	7/8/19 27/4/19 29/3/19 21/2/19	11/27/2019	>2 years	Arg. On pending applications
CS 85/2015 596514/2016	Mohd Shamim VS Smt Saima	Charu Asiwal 231	Parvinder Kaur	B-11/87-C Inder Lok Delhi	Housing	4/10/19 5/8/19 7/5/19 27/2/19 11/12/18	11/29/2019	>2 years	Mis. arg./Seeking declaration to cancel documents executed in favour of
MCA SCJ 1234/2016	Mohd Shamim VS Saima	Ankit Singla 12	Parvinder Kaur	B-11/87-C, Inderlok. Mutation dispute	Housing	17/10/19 23/5/19 5/3/19	2/28/2020	>2 years	Status note filed. Now for arguments.

Housing  
9/c

**DISTRICT CONSUMER DISPUTE REDRESSAL FORUM, ISBT KASHMIRI GATE, DELHI-11054**

case no. 2	case title 3	forum name 4	counsel name 5	branch/section 6	LDH-DDMMYYYY 7	NDH/DDMM YYYY 8	current status 9
Consumer case no. 209/2018	Manju Sharma Vs Dy. Dir. (Housing) and other connected	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	10/30/2019	Appearance, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 210/2018	Sh. Lok Ram Sharma Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	10/30/2019	Appearance, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 211/2018	Late Sh. Dalip Singh Vs DDA & Ors	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	10/30/2019	Appearance, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 212/2018	Mr. Narendra kr. Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	10/30/2019	Appearance, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 213/2018	Mr. Bhim Singh Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	10/30/2019	Appearance, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 214/2018	Mr. Mahendra Prakash Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	10/30/2019	Appearance, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 215/2018	Sh. Amarjeet Singh Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	10/30/2019	Appearance, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding

*Plc*  
*with case*  
*form*

*3/20*

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Consumer case no. 216/2018	Ms. Kiran Arora Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearnace, the matter has remand back due the the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 217/2018	Sh. Bhola Ram Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearnace, the matter has remand back due the the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 218/2018	Ms. Shakuntala Narang Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearnace, the matter has remand back due the the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 219/2018	Ms Kamlesh Chawla Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearnace, the matter has remand back due the the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 220/2018	Gulshan Takyar Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearnace, the matter has remand back due the the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 221/2018	Zahid Hussain Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearnace, the matter has remand back due the the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 222/2018	Jugal Kishore Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearnace, the matter has remand back due the the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
Consumer case no. 223/2018	Nirmal Rani Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearnace, the matter has remand back due the the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding

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	Consumer case no. 224/2018	Yogesh Kumar Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearance, the matter has remand back due the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
17	Consumer case no. 225/2018	Bhupinder Singh Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearance, the matter has remand back due the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
18	Consumer case no. 226/2018	Rajan Kumar Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearance, the matter has remand back due the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
19	Consumer case no. 227/2018	Anil Bajaj Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearance, the matter has remand back due the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
20	Consumer case no. 228/2018	Dropti Devi Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearance, the matter has remand back due the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
21	Consumer case no. 229/2018	Krishna Rani Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearance, the matter has remand back due the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
22	Consumer case no. 230/2018	Vijay Kumar Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearance, the matter has remand back due the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
23	Consumer case no. 231/2018	Raj Rani Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-03-2019	15-10/30/2019	Appearance, the matter has remand back due the DCDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding

25	Consumer case no. 233/2018	Nishi Kinger Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-10/30/2019	21-01-2019, 15-10/30/2019	Appearnace, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
26	Consumer case no. 234/2018	Raj Rani Gupta Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-10/30/2019	21-01-2019, 15-10/30/2019	Appearnace, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
27	Consumer case no. 235/2018	Prakash Chandra Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-10/30/2019	21-01-2019, 15-10/30/2019	Appearnace, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
28	Consumer case no. 236/2018	Premnath Sharma Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-10/30/2019	21-01-2019, 15-10/30/2019	Appearnace, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
29	Consumer case no. 237/2018	Pushpa Devi Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-10/30/2019	21-01-2019, 15-10/30/2019	Appearnace, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
30	Consumer case no. 238/2018	Raj Kumar Gupta Vs DDA & Ors.	ISBT, Consumer forum	Ankur Jain	Housing	21-01-2019, 15-10/30/2019	21-01-2019, 15-10/30/2019	Appearnace, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding
31	Consumer case no. 239/2018	Rani Kumari Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-10/30/2019	21-01-2019, 15-10/30/2019	Appearnace, the matter has remand back due the the DCDDRF order set aside from state commission, ITO to ISBT kashmiri Gate, Delhi for further proceeding

	Consumer case no. 240/2018	Ramesh Chandra Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	21-10/30/2019	Appearance, the matter has remand back due the the DCDRF order set aside from state commission, TIO to ISBT kashmiri Gate, Delhi for further proceeding
33	Consumer case no. 241/2018	Rajender Singh Bist Vs DDA & Ors.	ISBT, Consumer forum	Parvinder Kaur Malhotra	Housing	21-01-2019, 15-03-2019	21-10/30/2019	Appearance, the matter has remand back due the the DCDRF order set aside from state commission, TIO to ISBT kashmiri Gate, Delhi for further proceeding

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DELHI URBAN SHELTER IMPROVEMENT BOARD  
GOVT. OF NCT. OF DELHI  
VIKAS KUTIR, I.P. ESTATE, DELHI-110002.

Sub: - Status of Pending Court Cases in High Court

Section: Housing

Sl.NO	CASE NO.	TITLE OF THE CASE AND SUBJECT	PENDING			Name of Counsel	Last date of Hearing	Next date of Hearing	Current Status
			1. >6 Months	2. >1 Year	3. >2 Year				
1.	3763/2017	Ram Sahor V/s Commissioner of MCD & Other			3 Year	Ankur Chibber	27.09.19	24.02.20	The matter relates to unauthorised constructions & large no. of deviations by the allottees in Swayam Sidha Housing Project, Punjabi Bagh Meant for widows. Status report of DUSIB has been filed. Matter does not pertain to DUSIB.

2/c

No: GAD/2019/DUSIB/D- 783

Date: 22/10/19

MEETING NOTICE

The Chief Executive Officer, DUSIB has convened a meeting on 30.10.2019 at 11.30 AM in the Conference Hall to discuss the status of pending cases in various Courts.

A Status report of all the pending Court Cases in the enclosed format may be sent by 28.10.2019, 12.00 Noon.

Dy. Director (Admn. /GAD)

Distribution:

1. CE-I,II & III
2. All Directors / B &FO *Dir (L&L)*
3. All SEs.
4. Law Officer with request to mail list of all the pending cases to all concerned.
5. Office Copy

Copy for kind information to:-

1. PS to CEO, DUSIB

*Circulate the  
All A.D. Concerns*

*23/10/19*

*All AD (H.)*

*24/10/19*

*Urgent. Put up  
today 11/30/19  
24/10/19*

*AD (H.)*

*Sh. Vidya Bhushan  
Sh. Ajay Kr. Jha*

*28  
R-335/Dir (L&L) 19  
23/10/19*

*2D  
R-1055/DUCH  
23-10-19*

