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दिल्ली नगर निगम

Minutes of the meeting of Ridge Management Board held on 26.12.96 at 3.00PM under the chairmanship of Chief Secretary, Govt. of NCT.

The matter of fencing on the South Central Ridge was discussed during the meeting. There were two sites to be fenced. The progress for both the sites is as under :-

1. Fencing around the space vacated by Marble Dealers.

The Ridge Management Board was informed about the completion of fencing work. The Chief Secretary directed that Member Secretary, Ridge Management Board should inspect the area and send a report. Shri R.K. Goel, the Conservator of Forest, Member Secretary, Ridge Management Board, has already inspected and seen the area. The copy of letter for completion of this job from Chief Engineer(South), Shri C.M. Vij, is being enclosed (flagged 'A').

M.C.D.

2. Fencing near Mehrauli Village.

The Ridge Management Board was apprised about non-completion of this work due to stay order of High Court. The Chief Secy. directed that the stay should be got vacated by approaching the Hon'ble Supreme Court.

There are two cases in this area as under :-

1. The Supreme Court granted stay in respect of Sirdar Singh & Ors. on a case dated 14.12.95 in CWP No.3891/82 of the High Court of Delhi. The stay was shown to the Engineering Department on which the Chief Engineer(South) informed me details of the case and stopped fencing work.

The copy of stay order is being attached (flagged 'B').

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Now the Corporation engaged Shri R.K. Maheshwari, Advocate, for vacation of this stay. The case has been filed on 16.8.96. The copy of engagement letter of the Advocate is also being attached (flagged 'C').

2. There is a second case in the name of Rishal & ors. Vs. UOI & Ors. wherein Delhi High Court granted a stay in Suit No.1941/92 on 26.5.92 (flagged 'D'). This case was not in the notice of the authorities nor it has been served upon the Horticulture Department. The Department in a routine way carried out demolition on 5.2.94 not knowing about the stay etc. The party moved the High Court of Delhi on 8.2.94 for contempt proceedings against the officers of the South Zone, MCD. This case is still running in the High Court and the last date of hearing in the Delhi High Court was on 5.3.97. This is also being contested by Shri S.N. Chaudhary, Advocate.

Due to the above court cases/stays from the Supreme Court in respect of Rishal Singh & Ors. and Sirdar Singh & Ors Vs. UOI & Ors., the work of fencing near Mehrauli Village could not be completed and efforts are being made by the MCD to get it vacated at the earliest. Member Secretary, Ridge Management Board, with a request to place the facts before the Chairman, Ridge Management Board. He may also file affidavits in the Supreme Court.

Member Secy., Ridge Management Board.
Director (Hort.)

DLX (HQ)

Pr. Secy.
25.8.97

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