

Director (Pig.) MPR/TC.  
D.D.A. Vikas Minar N. DELHI-2  
Dy. No. 2036  
Dated 13-4-12

Director (Pig.) MPR/TC.  
D.D.A. Vikas Minar N. Delhi  
Dy. No. 1603  
Dt. 16-4-12

**DHARM VIR SINGH**  
ADVOCATE  
Enr. No. D-203/90  
DELHI HIGH COURT

Chamber NO. 35,  
Western Wing,  
Tis Hazari Court,  
Delhi-110054.  
Mob. -9868244344

DATED: 30.12.2011

REGD. A.D.

To

*SLO*

1. Union of India  
Through its Secretary,  
Ministry of Urban Development,  
Nirman Bhawan,  
New Delhi-110011.
2. Govt. of N.C.T. of Delhi  
Through its Chief Secretary,  
Delhi Secretariat, I.P. Estate,  
New Delhi-110002.
3. Principal Secretary,  
Public Works Department,  
5<sup>th</sup> Floor, Delhi Secretariat, I.P. Estate,  
New Delhi-110002.
4. Engineer-in-Chief,  
Public Works Department,  
12<sup>th</sup> Floor, M.S.O. Building,  
I.P. Estate,  
New Delhi-110002.
5. Chief Engineer,  
P.W.D., Maintenance Zone M-2,  
M.S.O. Building, 3<sup>rd</sup> Floor, I.P. Estate,  
New Delhi-110002.
6. Executive Engineer,  
Civil Road Maintenance Division M-213,  
P.W.D., Shastri Park (Near Delhi I.T. Park),  
Delhi-110053.
7. Land Acquisition Collector (Distt. East),  
L.M. Bandh, Pushta Geeta Colony,  
Gandhi Nagar,  
Delhi-110031.

*52/018/001*  
*09/11/2012*

*9/11/12*  
*SLO*  
U-S EB

Min. of Urban Development
Ceas. Registry
Dy. No. 107
Date 10/11/12
Signature

*DVS Singh*  
*A.S.W.*

-2-

8. Secretary, Land & Building Department,  
Vikas Bhawan,  
New Delhi-110002.
9. Delhi Development Authority  
Through its Vice Chairman,  
Vikas Sadan, INA,  
New Delhi

Sir(s),

Under instructions received from and on behalf of my clients, (1) Sh. Ram Prasad S/o Late Sh. Biri Singh R/o 1/11335, Gali No.6, Subhash Park Extn., Naveen Shahdara, Delhi-110032, (2) Smt. Vimal Chaudhary D/o Late Sh. Ram Bal R/o 1/11332, Gali NO.6, Subhash Park Extn., Naveen Shahdara, Delhi-110032, (3) Smt. Om Kanta W/o Late Sh. Ravi Dutt Kaushik R/o 1/11329, Gali No.6, Subhash Park Extn., Naveen Shahdara, Delhi-110032, (4) Sh.Satya Dev S/o Late Sh.Kashi Ram R/o 1/11453, Gali No.4, Subhash Park Extn., Naveen Shahdara, Delhi-110032, (5) Smt. Krishna Devi W/o Sh.Ram Niwas Aggarwal R/o H.No.1/11349, Gali No.7, Subhash Park Extn., Naveen Shahdara, Delhi-110032, (6) Smt. Rajesh Kumari W/o Sh.Ranjit Singh R/o H.No.1/11390, Gali No.8, Subhash Park Extn., Naveen Shahdara, Delhi-110032 and (7) Sh.Ranjit Singh S/o Sh.Raja Ram R/o 1/11363, Gali No.8, Subhash Park Extn., Naveen Shahdara, Delhi-110032, I hereby serve upon you the following notice:-

1. That my aforesaid clients are the residents of Subhash Park Extn., Naveen Shahdara, Delhi-110032 which is a regularized and approved Colony. My aforesaid clients had purchased their houses in the year 1970-71 and since then they have been residing there alongwith their families.
2. That as per the Master Plan the Road No.65 is to be passed through Subhash Park Extn., and in pursuance of the said Master Plan a Survey of the Colony was conducted and alignment of Master Plan Road No.65 was approved by the DDA vide Resolution No.118 dated 4.12.1975 and in the year 1977-78 some portion of road No.65 was constructed touching the Southern and Northern side of

D V Singh  
Adv.

the colony and lateron road No.65 has widened up to 150 Ft. from Keshav Chowk to Subhash Park Extn. Colony and also from Road No.66 to the Northern side of the colony and missing link of Road No.65 through Subhash Park Extn. Colony is to be constructed by PWD.

3. That a notification U/s 4 of Land Acquisition Act was issued on 24.08.2006 and a notification U/s 6 of the Land Acquisition Act was also issued on 24.08.2007 for acquiring the land falling in the right of way of the master plan Road No.65 and an award No.03/2009-10/East dated 21.08.2009 was passed by addressee No. 7 and a sum of Rs.6,61,56,225/- has been awarded as compensation to the house owners whose houses are affected in the right of way of the missing link of Road No.65 in Subhash Park Extn. Colony and the awarded amount of Rs.6,61,56,225/- has already been deposited by the PWD officials with addressee no.8 (Rs.2,50,00,000/- on 31.06.2006, Rs.2,00,00,000/- on 30.01.2010 and Rs.2,11,56,225/- on 5.2.2010).
4. That addressee no.7 also issued a notice NO.F.ADM/LAC(East)/2010/609 dated 23.04.2010 and notice No.F.ADM/LAC(East)/2010/359 dated 14.05.2010 to the affected persons to remove their movable properties/structures from such buildings located on the land falling on the missing link of Road No.65 in Subhash Park Extn. Colony on or before 31.5.2010 positively. It was also stated in the notice that possession of the said land would be taken on 31.05.2010 and onwards.
5. That as per award No.3/2009-10/East passed by addressee no.7 a sum of Rs.6,61,56,225/- to be paid to the effected persons whose properties are to be demolished in the missing link of Road No.65 has already been deposited by the PWD officials with addressee No.8 but despite the deposit of the said amount the addressee no.7 has not handed over the land after demolishing the properties falling in the missing link of Road No.65 to the PWD to construct the missing link of Master Plan road No.65 through Subhash Park Extn. Colony.

DVS Singh  
Adv.



6. That although the formalities of land acquisition of land falling in the right of way of Road No.65 have already been completed but you all the addressees are not constructing the missing link of Road No.65 through Subhash Park Extn. Colony with malafide intention to save some affected persons under political pressure as some affected persons whose properties are to be demolished are close to the local MLA and some powerful politicians as they want to change the approved alignment of Road No.65 so that the houses of the persons who are affected in the approved alignment of Road No.65 could be saved and the houses of other persons whose houses are not falling in the right of way of the approved alignment of Road No.65 could be demolished.
7. That my aforesaid clients and other residents of the locality are facing great hardship as there is always traffic jam due to the non-construction of missing link of Road No.65 in Subhash Park Extn. Colony as thousands of vehicles which include Scooter, Motor Cycle, tempos, mini busses and tractors pass through 15' and 20' wide streets of the colony and this heavy traffic has made the life of the local residents of the Colony a hell and the heavy traffic also endangers the lives of the People of the Colony as the traffic coming from Keshav Chowk to Jafrabad passes through 15' and 20' wide streets and sometimes a person can not cross even street due to traffic jam and the problem of traffic can only be solved by constructing the missing link of Road No.65 which is about 200 Mtrs. long through Subhash Park Extn. Colony. It is pertinent to mention that due to non-construction of missing link of Road No.65 through Subhash Park Extn. Colony the residents of adjoining Colonies are also facing acute traffic jam in streets of Subhash Park Extn. Colony and in order to de-congest the roads in North-East Delhi construction of missing link of Road No.65 is necessary as the same is required in larger public interest and the need to construct the missing link of Road No.65 through Subhash Park Extn. Colony has become acute with the passage of time.

D. V. Singh  
Adv.

8. That a division bench of Hon'ble High Court of Delhi in Writ Petition (C) No.323/2008 which was filed by some effected persons in the approved alignment of Road No.65 held that in the larger interest of public the construction of the missing link of the road is necessary to de-congest the roads in North-East Delhi and the said Writ was dismissed by the Hon'ble High Court on 19.12.2008.
9. That you all the addressees have been delaying the construction of the missing link of Road No.65 through Subhash Park Extn.Colony for some extraneous reasons and under political pressure and my aforesaid clients reserve their right to file a PIL before the Hon'ble High Court of Delhi or other appropriate legal proceedings against you all the addressees for construction of the missing link of Master Plan Road No.65 through Subhash Park Extn. Colony.

In view of the forgoing facts I, on behalf of my aforesaid clients, call upon you all the addresses to construct the missing link of Master Plan Road No.65, through Subhash Park Extn. Colony, within two months from the date of receipt of this notice and I further call upon addressee No.7 to demolish the properties/structure falling in the missing link of Road No.65, in Subhash Park Extn. Colony within thirty days from the receipt of this notice, failing compliance I shall be constrained to initiate appropriate legal proceedings against you all the addressees in a competent Court of law entire at your risk and consequences.

Please take notice. Copy kept for further action.

Yours

DV Singh  
Adv.  
(DHARM VIR SINGH)  
ADVOCATE