

CS DJ ADJ/604/2025

**Pradeep Kumar, President of Janakpuri Jaina Towers Association
New Delhi (Regd.) v. DDA & Anr.**

19.06.2025

Present: Sh. Akshay Dhawan, Id. Counsel for the plaintiff.
Sh. Sanjay Jain, Id. Counsel for the DDA / defendant no.1.
Sh. Pradeep Yadav, Id. Counsel for defendant no.2,
who has filed his vakalatnama on behalf of
defendant no.2.

Fresh suit for Declaration, Mandatory and Permanent Injunctions has been received by way of assignment being the Vacation Judge.

The genesis of the above said suit lies in the statements of the parties and the subsequent orders passed in suit no.11878/2016. On that day, the statement of Sh. Praveen Kumar, JE was recorded by the Id. Civil Judge, wherein, it was undertaken that without issuance of individual show cause notices to the erring occupants of the shops / offices and without fallen the due process of law, the DDA shall not take any demolition / sealing action with respect to the premises / building known as T.C. Jaina Tower – II, Plot No.6, District Centre, Janak Puri, New Delhi.

The abovesaid suit was disposed off as settled by the Id. Civil Judge on 12.10.2018 on the basis of the statements of the parties recorded by the said court.

Now the grievance of the plaintiff in the present suit is that separate notices have not been issued by the DDA to the alleged erring parties and rather a composite notice dated 04.06.2025, received by the plaintiff on 07.06.2025 has been

issued by the DDA and as such the plaintiff has the apprehension of the demolition / sealing action / cancellation of lease deed.

During the course of arguments, ld. Counsel for the DDA has pointed out that vide said notice dated 04.06.2025, only information has been sought for and there is no threat which has been extended to the plaintiff.

In these circumstances, till the next date, DDA shall not take any demolition action / sealing action / cancellation of lease deed of plaintiff or that of the alleged erring occupants.

Let the file of the present case be placed before the ld. Principal District & Sessions Judge, South West for assignment of the same to the appropriate court having the jurisdiction.

The parties shall appear before the Court of Ld. Principal District & Sessions Judge, South West District, Dwarka Court on **11.07.2025 at 10.00 am.**

Copy of this order be given dasti to all the parties.

RAJ KUMAR
(Vacation Judge)
District Judge (Commercial Court)-01,
(SW)-Dwarka Courts, Delhi
19.06.2025