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

+ W.P.(C) 4302/2015 & CM 7796/2015, 9124/2015, 9229-9230/2015, 10004/2015

THE INDIAN NATIONAL TRUST FOR ART & CULTURAL HERITAGE
(INTACH) & ANR Petitioners

Through: Mr Gourab Banerji, Sr. Adv. with Ms Charu
Ambwani, Mr S.A. Haseeb, Adv.

versus

DELHI DEVELOPMENT AUTHORITY & ORS Respondents

Through: Mr Sanjay Jain, ASG with Mr Akshay Makhija,
Adv.

Mr Arjun Pant, Adv. for DDA.

Mr Hashmat Nabi, Adv. for Delhi Wakf Board in CM
10004/2015.

Mr Satish Kumar Tripathi, Adv. in CM 9124/2015.

Mr Febin M Varghese, Adv. for R-6.

CORAM:

HON'BLE MR. JUSTICE BADAR DURREZ AHMED

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

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27.05.2015

The Delhi Wakf Board is added as respondent no.8. The amended memo of parties shall be furnished by the learned counsel for the petitioners within two days. The Delhi Government through the SDM of the area shall carry out the demarcation of the Mehrauli archaeological park with the assistance and cooperation of the officials of the DDA as also of the Delhi Wakf Board. The said process would be conducted through the *Total Station Method*. The demarcation report shall be submitted to this court on or before the next date of hearing. Insofar as *Khan Shahid's Tomb* is concerned, that is claimed to be a wakf property by the Delhi Wakf Board. The learned counsel appearing on behalf of the Delhi Wakf Board submits that he has no objection to the ASI conducting renovation work on the said *Khan Shahid Tomb*. ASI's work would be limited to restoration and no person including any official of the Wakf Board would interfere with the



restoration. The work that is done by the ASI is only for the purposes of renovation and restoration and this would not, in any way, alter the status of possession as existing. We are making it clear that in respect of all the monuments which are subject matter of this petition no further construction shall be permitted without orders from this court except for renovation and restoration work being done under the authority of ASI and the Delhi Government.

Renotify on 05.08.2015. Other interim orders shall continue.

Dasti.

BADAR DURREZ AHMED, J

MAY 27, 2015
kb

SANJEEV SACHDEVA, J