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

+ W.P.(C) 4302/2015 & CM Nos.7796/2015, 9124/2015, 9229/2015, 9230/2015,
10004/2015 & 13078/2015

THE INDIAN NATIONAL TRUST FOR ART & CULTURAL HERITAGE

(INTACH) & ANR

..... Petitioner

Through Mr Gourab Banerji, Sr Advocate with Ms
Charu Anubwani and Mr Sahil Tayotra,
Advocates.

versus

DELHI DEVELOPMENT AUTHORITY & ORS

..... Respondents

Through Mr Arjun Pant, Advocate for respondent No.1.
Ms Puja Dewan, Advocate for respondent No.2.
Mr Arun Panwar with Ms Ayushi Gupta,
Advocates for Mr Raman Duggal, Advocate for
GNCTD.
Mr Akshay Makhija with Ms Mahima Bahl,
Advocates for respondent No.3.
Ms Arti Bansal with Ms Rishika Katyayal,
Advocates for respondent No.5/SDMC.
Mr Febin M. Varghese, Advocate for
respondent No.6.
Mr Hashmat Nabi with Mr Vipin Pillai,
Advocates for respondent No.8.
Mr Hasmat Nabi, Advocate for Wakf Board.
Mr Satish Kumar Tripathi, Advocate for
applicant in CM No.9124/2015
Ms Tasneem Ahmadi, Advocate for the
applicant in CM No.9229-30/2015.
SI Anurag, PS Mehrauli.

CORAM:

HON'BLE MR. JUSTICE BADAR DURREZ AHMED

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

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26.08.2015

We are informed by Mr Gourab Banerji, the learned senior counsel appearing for the petitioner that ASI has undertaken some work of restoration and the whitewashing on the structures of Khan Shahid Tomb has been removed but the whitewashing has permeated into the stone and that would require chemical



treatment before it is fully restored. Mr Makhija appearing on behalf of ASI submits that the work is going on and the chemical removal of the whitewashing is underway and that would take some time.

Insofar as the demarcation is concerned, the learned counsel appearing on behalf of the Government of NCT of Delhi submits that the process has been started but there is a requirement of the *masavi* of the village of Ladha Sarai. As soon as the same is available, the demarcation through the Total Station Method shall be concluded. We hope that this process is concluded within two weeks from today.

We reiterate our directions given on 20.05.2015 that the authorized occupants of the area including the Wakf Property shall not be removed.

There is a report that there are some fresh constructions taking place. Mr Gourab Banerji submits that he will have this matter checked up and, if necessary, an application shall be filed.

Renotify on 07.10.2015.

BADAR DURREZ AHMED, J

SANJEEV SACHDEVA, J

AUGUST 26, 2015
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