

Case No. 279, 280 & 281 of 2023

21.12.2023

Present : Shri Pushkar Anand, Counsel for Petitioner in all
the cases.

: None for Respondent.

1. The Petitioner filed the service of notice.
2. None for the Respondent present.
3. The Petitioner is hereby protected and no recovery
be made till the next date of hearing.
4. Adj. for the reply of the Respondent on
09.02.2024.

**Financial Commissioner
Delhi**

Case No. 179 & 180 of 2022

21.12.2023

Present : Shri Deepak Sahni, Counsel for Petitioner.
 : Shri Randhir Singh Kalkal, Counsel for
 Respondent.

1. Heard the parties.
2. Both parties may file their written arguments/submissions, with citations if any, in support of their contentions within a period of next four weeks, whereafter orders shall be passed on maintainability.
3. Case is reserved for pronouncement of orders on 20.02.2024.

**Financial Commissioner
Delhi**

Case No. 121 of 2023

21.12.2023

Present : Shri Bharat Bhushan Batra, Counsel for
Petitioner.
: Shri Sandeep Kumar, Counsel for Respondent
society (Neelkamal CGH Society).
: Shri L.K. Bhardwaj, representative for R-1,
DCHFC

1. R-1 filed reply with a copy to the Respondent.
Other Respondents may file reply before the next
date of hearing
2. Interim orders to continue till the next date of
hearing.
3. Adj. to 08.02.2024.

**Financial Commissioner
Delhi**

Case No. 237 of 2017 & 308 of 2018

21.12.2023

Present : Shri Sandeep Kumar, Counsel for Petitioner in both cases.

: Ms. Honey Garg, Proxy Counsel for R-1, RCS.

: Shri Ravinder Krishnan, AR for R-2.

1. The RCS undertook to file the reply with copy to the Petitioner before the next date of hearing.
2. Interim orders to continue till the next date of hearing.
3. Adj. to 22.02.2024 for arguments.

**Financial Commissioner
Delhi**

Case No. 48 of 2023

21.12.2023

Present : Shri B.K. Rawat, Counsel for Petitioner.
: Shri Akshat Bhardwaj, Counsel along with AR for
R-1, Bank, Delhi Co-operative Ltd.

1. The Petitioner filed rejoinder to the reply. Matter is fixed for arguments on maintainability especially on the point that this Court at the moment is not the right forum for hearing the orders passed by the Delhi Cooperative Tribunal.
2. Adj. to 09.01.2024.

**Financial Commissioner
Delhi**

Case No. 165 of 2023

21.12.2023

Present : Shri Govind, Counsel for Petitioner.
: None for Respondent.

1. That since the village-Badusarai is already covered under the LDRA notification dated 18.06.2013, it is not perhaps covered by Revenue Laws.
2. The case is now fixed for final orders on 30.01.2024.

**Financial Commissioner
Delhi**

Case No. 03 of 2023

21.12.2023

Present : Shri Swaranjeet Singh, Counsel for Petitioner.
: Shri J.K. Jain, Counsel for Respondent.

1. Both parties to file their written arguments/submissions on maintainability, with citations if any, in support of their contentions within a period of next six weeks, whereafter orders shall be passed.
2. Case is reserved for pronouncement of orders on 20.02.2024.

**Financial Commissioner
Delhi**

Case No. 71 of 2020

21.12.2023

Present : Shri Vinod Kumar, Proxy Counsel for Petitioner.
: None for Respondent.

1. Both parties to file their written arguments/submissions on maintainability, with citations if any, in support of their contentions within a period of next six weeks, whereafter orders shall be passed.
2. Case is reserved for pronouncement of orders on 20.02.2024.

**Financial Commissioner
Delhi**

Case No. 170 of 2022

21.12.2023

Present : Shri Atul Rana, Son of Petitioner.
: None for Respondent.

1. Both parties to file their written arguments/submissions on maintainability, with citations if any, in support of their contentions within a period of next six weeks, whereafter orders shall be passed.
2. Case is reserved for pronouncement of orders on 20.02.2024.

**Financial Commissioner
Delhi**

Case No. 139 of 2023

21.12.2023

Present : Shri Anil Tomar, Extension Assistant, for Petitioner,
G.S.
: Shri Akash Parashar, Counsel for Respondents.

1. Parties made appearance.
2. Both the parties are directed to file their written submissions/arguments alongwith citations, if they wish to, within six weeks, whereafter orders shall be passed on the basis of documents available on record.
3. The case is reserved for pronouncement of orders on 20.02.2024.

**Financial Commissioner
Delhi**

Case No. 142 of 2023

21.12.2023

Present : Shri Anil Tomar, Extension Assistant, for Petitioner,
G.S.
: None for Respondents.

1. Petitioner, G.S. made appearance.
2. Both the parties are directed to file their written submissions/arguments alongwith citations, if they wish to, within six weeks, whereafter orders shall be passed on the basis of documents available on record.
3. The case is reserved for pronouncement of orders on 23.02.2024.

**Financial Commissioner
Delhi**

Case No. 145 of 2023

21.12.2023

Present : Shri Anil Tomar, Extension Assistant, for Petitioner,
G.S.
: Shri S. S. Rana, Counsel for Respondents.

1. Both parties made appearance.
2. Both the parties are directed to file their written submissions/arguments alongwith citations, if they wish to, within six weeks, whereafter orders shall be passed on the basis of documents available on record.
3. The case is reserved for pronouncement of orders on 01.02.2024.

**Financial Commissioner
Delhi**

Case No. 157 and 158 of 2023

21.12.2023

Present : Shri Ankit Tuli, Counsel alongwith Shri Gurprit Singh, Appellant in person in both cases.
: Shri Anishul Arfin, Respondent in person in both cases.

1. Respondent filed reply and copy of the same is given to the petitioner.
2. Adj. to 08.02.2024 for arguments.

**Financial Commissioner
Delhi**

Case No. 189 and 190 of 2022

21.12.2023

Present : Shri Vipul Agarwal, son of Petitioner in both cases.
: None for Respondents.

1. None appeared for the respondents despite notice.
2. Accordingly, the matter shall proceed ex-parte. The review petition is fixed for final arguments.
3. Adj. to 01.02.2024 for final arguments.

**Financial Commissioner
Delhi**

Case No. 475 of 2018

21.12.2023

Present : Shri Anil Kumar, Counsel for Petitioner.
: Ms. Honey Garg, Proxy Counsel for R-2, RCS.
: Shri Shankar, representative for Caveator.

1. The Ld. Counsel for Petitioner clarified that this is the only matter as of now pending in this court.
2. The legal heirs of the petitioner have already been taken on record on 10.11.2022.
3. Accordingly, it is only the restoration application which is being pending for final arguments and the same shall be taken up on the next date of hearing.
4. Adj. to 23.02.2024.

**Financial Commissioner
Delhi**

21.12.2023

Present : Shri Akshay Bhardwaj, Counsel for P-1, Society.
: Shri S. D. Hussain, Proxy Counsel alongwith Shri Abhijeet Kumar, ASO, for R-1. RCS.
: Shri Ashok Kumar, Applicant in person.
: Shri Sandeep Kumar, Counsel for Applicant, Shri Rahul.

1. The R-1, RCS has not been able to clarify as to who will bear the cost of the "Special Audit" and also it does not clarify as to whether the special audit has started on what date and by which date special audit is likely to be completed. From the orders of this Court passed on 11.05.2023, the R-1, RCS was directed to have the special audit completed in three months which is long over. The replies filed by the R-1, RCS is not clear on the above aspects and hence one final opportunity is being given to the RCS to clarify before the next date of hearing in writing to the Court.
2. The Ld. Counsel for Petitioner also emphasized that earlier the RCS had ordered the special audit covering the period 2020-21 and now the special audit purportedly initiated the proceedings for conducting a special audit for 2020-21 and 2021-22. There are some more orders changing the year of the special Audit, therefore it is imperative that the R-1, RCS clarifies to the Court in writing as to which period this special audit is being undertaken by the RCS.
3. The matter shall be further continued once the R-1, RCS clarifies to the above.
4. The earlier orders of the court needless to say continue qua the cash withdrawals from the Society.
5. Orders to be given dasti as requested.
6. Adj. to 22.02.2024.

**Financial Commissioner
Delhi**

Case No. 335 of 2012

21.12.2023

Present : Shri Rajinder Gulati, Counsel for Petitioner.
: None for Respondents.

1. Heard the Counsel for Petitioner.
2. All the pleadings are complete and written submissions of both parties are already available on record.
3. The case is reserved for pronouncement of orders on the basis of documents available on record on 27.02.2024.

**Financial Commissioner
Delhi**

Case No. 177 of 2006

21.12.2023

Present : Shri Vinod Kumar, Proxy Counsel for Petitioner.
: Shri Balwan Singh Sharma, R-5 in person.

1. Petitioner is directed to confirm to the Court whether the Consolidation Officer (Village- Khera Kalan) was served in this matter, since the records are silent on that. In case the C.O. has not been served, petitioner is directed to take steps to have the notices served on the respondents, C.O.
2. Adj. for reply/arguments on the issue of maintainability, to 30.01.2024.

**Financial Commissioner
Delhi**

Case No. 239 of 2014

21.12.2023

Present : Shri S.S. Rana, Counsel for Petitioner.
 : Ms. Honey Garg, Proxy Counsel for Respondent,
 C.O.

1. Since the village Nizampur Rasidpur has already been covered under the Low Density Residential Area (L.D.R.A) Notification dated 18.06.2013, the matter is now fixed for final orders on maintainability.
2. The case is hence reserved for pronouncement of orders on maintainability on 23.02.2024.

**Financial Commissioner
Delhi**

Case Nos. 57 of 2013, 169 of 2014 & 206 of 2015

21.12.2023

Present : Shri Sanjay Aggarwal, Counsel for Petitioners (in all the cases).
: Ms. Honey Garg, Proxy Counsel for Respondent, C.O. (in case No.57/2013).
: Shri Parveen Kumar, Proxy Counsel for R-1 & R-2 (in case Nos. 206/2015) and for R-2 & R-3 (in case No.169/2014).

1. The Petitioners submitted that on account of the judgment dated 10.04.2023 passed by the Hon'ble High Court of Delhi in WP(C) No.3502/2022 titled "***Rajeev Shah (deceased) through LRs Gayatri Shah Vs. Government of NCT of Delhi & Ors.***", the revenue laws no longer applies in the village Nizampur Rasidpur as the said village is covered under the Low Density Residential Area (L.D.R.A.) Notification dated 18.06.2013. The impugned orders ought not to have been passed.
2. On account of the submissions of the Petitioners, the cases are reserved for pronouncement of final orders on maintainability on 16.02.2024.

**Financial Commissioner
Delhi**

Case Nos. 75 of 2022

21.12.2023

Present : Shri Pankaj Vivek, Counsel for Appellant.
: None for Respondent.

1. The Petitioners clarified that the village Ujwa stands urbanized vide Notification dated 16.05.2017 and the village Dhansa is covered under the Low Density Residential Area (L.D.R.A.) vide Notification dated 18.06.2013, hence as per the orders dated 10.04.2023 passed by the Hon'ble High Court of Delhi in WP(C) No.3502/2022 titled "***Rajeev Shah (deceased) through LRs Gayatri Shah Vs. Government of NCT of Delhi & Ors.***", the revenue laws no longer applies in the village Dhansa. Accordingly, both the villages are out of the jurisdiction of the revenue court in terms of the judgment of the Hon'ble Apex Court in the matter of "***Mohinder Singh Vs. Narain Singh***" and the judgment of the Hon'ble High Court of Delhi in the matter of "***Rajeev Shah (deceased) through LRs Gayatri Shah Vs. Government of NCT of Delhi & Ors.***".
2. Both the parties are directed to file their written submissions on this issue in the next four weeks, whereafter orders shall be passed on the basis of the documents available on record.
3. The case is reserved for pronouncement of final orders on maintainability on 22.02.2024.

**Financial Commissioner
Delhi**

Case Nos. 06 of 2023

21.12.2023

Present : Shri S.S. Rana, Counsel for Petitioner.
 : Ms. Honey Garg, Proxy Counsel for Respondent,
 RA/SDM.

1. The Respondent did not file any reply or clarification in the matter.
2. The Petitioners clarified that on account of the judgment dated 10.04.2023 passed by the Hon'ble High Court of Delhi in WP(C) No.3502/2022 titled "***Rajeev Shah (deceased) through LRs Gayatri Shah Vs. Government of NCT of Delhi & Ors.***", the revenue laws no longer applies in the village Singhola as the said village is covered under the Low Density Residential Area (L.D.R.A.) Notification dated 18.06.2013. Hence, the impugned orders ought not to have been passed.
3. Interim order to continue.
4. Accordingly, both the parties are directed to file their additional documents in support of their averments in the next four weeks, whereafter orders shall be passed on the basis of the documents available on record.
5. The case is now reserved for pronouncement of final orders on maintainability on 23.02.2024.

**Financial Commissioner
Delhi**

Case No. 217 of 2021

21.12.2023

Present : Mr. Saurabh Pahwa, Proxy Counsel for Petitioner.
 : Mr. Zaffar Abbas, Counsel for Respondents, Food &
 Supply Department.

1. The Proxy Counsel sought time to lead the arguments on the next date of hearing in absence of main counsel. Allowed.
2. Final opportunity is given to the Petitioner to lead the arguments on the next date of hearing.
3. Adj. to 18.01.2024.

**Financial Commissioner
Delhi**

Case No. 400 of 2018

21.12.2023

Present : Ms. Tanya, Proxy Counsel for Petitioner.
: None for Respondent.

1. The Proxy Counsel for Petitioner sought time to confirm to the court the service of notice to the Respondent.
2. Issue court notice to the Respondent.
3. Adj. to 01.02.2024.

**Financial Commissioner
Delhi**

Case No. 05 of 2022

21.12.2023

Present : Shri Sudhanshu Sharma, Proxy Counsel for
Appellant.
: None for Respondent.

1. Respondent absent despite notice.
2. The matter is now proceeded ex-parte qua the Respondent.
3. Both the parties are directed to file their written submissions in support of their averments within next six weeks, whereafter orders shall be passed on the basis of the documents available on record.
4. The case is now reserved for pronouncement of orders on 27.02.2024.

**Financial Commissioner
Delhi**

Case No. 136 of 2020

21.12.2023

Present : None for Appellant.

: Mr. Zaffar Abbas, Counsel for Respondent, Delhi
Tourism Department.

1. The Ld. Counsel for Respondent informed that the matter is now coming up for hearing in the Hon'ble High Court of Delhi on 12.03.2024.
2. Adj. to 05.04.2024.

**Financial Commissioner
Delhi**

Case No. 330 of 2023

**Rajiv Kumar & Anr
Vs.
Gram Sabha Rajokri**

21.12.2023

Mentioned today by Shri Vinod Kumar, Proxy Counsel for Petitioners.

1. The Petitioner made a mention of the pending proceedings in the court of the Ld. Revenue Assistant in case No.60/RA/2016 wherein the next date of hearing is fixed for 07.12.2023. As per Petitioner, the village Rajokari stand urbanized vide notification No. F7(128)/DLB/2019/000580156/14600-15dt 20/11/2019.
2. The Hon'ble Supreme Court of India in its judgement dated 14.03.2023 titled "**Mohinder Singh (Dead) through LRs and Another Vs Narain Singh and Others**" has held that –

"36. After harmonizing the provisions of the Act, 1954 and Act 1957, we are of the considered view that once a notification has been published in exercise of power under Section 507(a) of the Act, 1957, the provisions of the Act, 1954 cease to apply. In sequel thereto, the proceedings pending under the Act, 1954 become non est and loses its legal significance."
3. Clearly, the revenue courts ceases to have any jurisdiction in the villages which stand urbanized as per the judgment dated 14.03.2023 passed by the Hon'ble Apex Court, as mentioned above.
4. Therefore, the said proceedings as impugned in this petition are hereby declared as **non-est** in terms of the judgment of the Hon'ble Supreme Court of India as stated above.
5. Accordingly, the case is now disposed of in terms of the above.
6. File be consigned to the record room after completion.

**(CHETAN B. SANGHI)
Financial Commissioner
Delhi.**