Case No. 352 of 2024

27.02.2025

Present : None for Petitioner.
: Shri Abhishek Kumar, alongwith Ms. Twinkle Kataria Counsels for R-2.
: Shri Pawan Kumar Dev, Proxy Counsel for R-1, DSIIDC.

1. Petitioner is absent. Final opportunity is given to Petitioner to be regular in court proceedings.

2. R-1 sought time to file the reply. Allowed.

3. R-2 filed reply, taken on record.

4. Adj. to 11.04.2025.

(Bhupesh Kumar)
Chief Engineer
(SDW) NW
Delhi Jal Board
Member

(B.P. Dwivedi)
Deputy Controller of Accounts
Member

(Chetan B. Sanghi)
Financial Commissioner
Delhi
Chairperson

After the regular court proceedings, Shri Vineet Kumar, Counsel for Petitioner appeared and requested for marking his presence. This was noted.

(CHETAN B. SANGHI)
Financial Commissioner
Delhi

Case No. 173 & 174 of 2021

27.02.2025

Present : Shri Devanshu Sharma, Counsel for Petitioner in both cases.
: Shri O.P. Bhowal, Plant Manager for Petitioner, Badli Industrial Area, CETP in case no. 173/2021.
: Shri Hitesh Sharma, Plant Manager for Petitioner, Mayapuri Industrial Area CETP Society, in case no. 174/2021.
: Shri Dheeraj Kumar Singh, Counsel along with Shri Rakesh Kumar, Section Officer for Respondent, Industries Department.

1. The orders of Hon'ble High Court of Delhi dated 12.02.2025, taken on record. The matter is now coming up on 03.04.2025 in the Hon'ble High Court of Delhi. Accordingly, the matter is listed for 11.04.2025.

2. Adj. to 11.04.2025.

(Bhupesh Kumar)
Chief Engineer
(SDW) NW
Delhi Jal Board
Member

(B.P. Dwivedi)
Deputy Controller of Accounts
Member

(Chetan B. Sanghi)
Financial Commissioner
Delhi
Chairperson

Case No. 315 of 2024

27.02.2025

Present : Shri Sunil Kumar, Clerk of the Counsel for Petitioner.
: None for Respondent, RCS.

1. The Representative of the Ld.Counsel for Petitioner requested to pass over the case, as the Ld.Counsel is on the way.

2. Case is passed over.

Financial Commissioner
Delhi

Case is again taken up at 12.05 p.m

Present : Shri Sandeep Kumar, Counsel for Petitioner.
: None for Respondent, RCS.

1. The Petitioner filed the proof of service of notice.

2. Issue notice from the court to the Respondent, RCS.

3. Adj. to 27.03.2025 for reply of RCS.

Financial Commissioner
Delhi

CASE No. 365 of 2024

27.02.2025

Present : None for Petitioner.
: None for Respondent.

1. None appeared for the Petitioner.

2. Petitioner is given final opportunity to appear and lead the case on the next date of hearing failing which, the matter shall proceed for non-prosecution.

3. Adj. to 27.03.2025.

Financial Commissioner
Delhi

After the regular court proceedings, Shri Adarsh Mishra, Counsel for Petitioner appeared and requested for marking his presence. This was noted.

(CHETAN B. SANGHI)
Financial Commissioner
Delhi

Case No. 366 of 2024

27.02.2025

Present : Shri Vivek Kumar Tandon, along with Shri R.D. Sharma, Counsels for Petitioner.
: Shri Abhijit Kumar Ranjan, ASO, for R-1 & R-2.

1. Respondent RCS filed reply and is also directed to file the copy of the circular dated 03.03.2010.

2. In the meantime, the Petitioner submitted that special audit has been started on a payment of 2.5 lacs as advance under protest. The Petitioner's case is also that during the pendency of this case the Petitioner should not be further forced till the pendency of this case.

3. The Petitioner specifically pointed out to the direction that unless the said amount is paid for as fixed by the Respondent RCS, action as per Section 37 (1) of the Act shall be initiated. Due to this the Petitioners were forced to make payment.

4. Respondent, RCS is directed not to take any coercive steps qua the petitioner in this regard till the pendency of this matter. It is also directed that the quantum of payment will be subject to the outcome of this case.

5. Adj. to 20.03.2025.

Financial Commissioner
Delhi

Case No. 341 of 2024

27.02.2025

Present : Shri Anuj Dhir, Counsel for Petitioner.
: Shri S. K. Sharma, Counsel for R-1.
: Ms. Vasu Singh, Counsel for R-2, RCS

1. Heard the matter.

2. The petitioner drew attention of the Court to the notice dt. 21.02.2025 from the R-2, RCS where there is a clear mention that action shall be initiated under Section 37 and 118(1) of the Act in absence of satisfactory reply. It is not understood as to how the RCS is proceeding with issuing notices and addressing the petitioner for coercive action while the matter is being taken up in this Court and the R-2, RCS is on notice.

3. It is directed that no coercive action shall be taken including issuance of any show cause notice till the pendency of this case qua the prayers made in the petition so as to allow the proceedings being concluded in a fair manner.

4. The R-1 supplied a copy of the reply to the petitioner.

5. Adj. to 27.03.2025 for final arguments.

Financial Commissioner
Delhi

Case No. 10 of 2025

27.02.2025

Present : Shri Anuj Dhir, Counsel for Petitioner.
: Shri S. K. Sharma, Counsel for R-1.
: Ms. Vasu Singh, Counsel for R-2, RCS

1. Heard the matter.

2. The petitioner drew attention of the Court to the notice dt. 04.11.2024 from the R-2, RCS where there is a clear mention that action shall be initiated under Section 37 and 118(1) of the Act in absence of satisfactory reply. It is not understood as to how the RCS is proceeding with issuing notices and addressing the petitioner for coercive action while the matter is being taken up in this Court and the R-2, RCS is on notice.

3. It is directed that no coercive action shall be taken including issuance of any show cause notice till the pendency of this case qua the prayers made in the petition so as to allow the proceedings being concluded in a fair manner.

4. The R-1 supplied a copy of the reply to the petitioner.

5. Adj. to 27.03.2025 for final arguments.

Financial Commissioner
Delhi

Case No. 11 of 2025

27.02.2025

Present : Shri J. V. Rana, Counsel for Petitioner.
: Shri Sumit Singhal, Kanungo for R-1.
: Ms. Vasu Singh, Counsel alongwith Shri R. Prasad, Tehsildar in person for R-3.

1. Both the parties are directed to file their written submissions/arguments alongwith citations, if any, in support of their contentions within two weeks, whereafter orders shall be passed based on the documents available on record.

2. No coercive action shall be taken qua the petitioner till the passing of the orders.

3. Case is reserved for pronouncement of orders on 28.03.2025.

Financial Commissioner
Delhi

Case No. 01 of 2025

27.02.2025

Present : Shri Nalin Dhingra, Counsel for Petitioner.
: Ms. Vibhuti Jain, Counsel for R-1 and R-2, Excise Department.

1. Petitioner is directed to provide a copy of the petition to the Respondent, Excise Department for filing reply.

2. Adj. to 27.03.2025 for reply.

Financial Commissioner
Delhi

Case No. 107 of 2024

27.02.2025

Present : Shri M. Qayamuddin, Counsel for Petitioner.
: Shri Sandeep Kumar, Counsel for R-3.

1. Petitioner sought time for leading the arguments, as to why the matter should be restored at all, after reconciling some paper work. Allowed as a final opportunity.

2. Adj. to 17.04.2025 for final arguments.

Financial Commissioner
Delhi

Case Nos. 265 of 2024 & 266 of 2024

27.02.2025

Present : Mr.M.U.Siddiqui , Counsel for Appellant (in both the cases).
: Shri Sushil Kumar, Counsel for Respondents, Excise Department (in both the cases).

1. The Respondents Excise Department filed reply and copy of the same is given to the Petitioner.

2. Adj. to 03.04.2025 for final arguments.

Financial Commissioner
Delhi

Case No. 288 of 2024

27.02.2025

Present : Shri Pawan Karan Dev, Proxy Counsel for Petitioner.
: Shri Ankit Gupta, Proxy Counsel for Respondent, DGHS.

1. The Petitioner sought time to lead the arguments on the next date of hearing. Allowed as a final opportunity.

2. In case the parties are unable to lead the arguments, they may file their written submissions so that the matter then can be posted for orders.

3. Adj. to 21.03.2025.

Financial Commissioner
Delhi

Case No. 241 of 2024

27.02.2025

Present : Shri Sandeep Kumar, Counsel for Review Applicant.
: Shri Manikant Singhal, Counsel for R-1.
: Shri Mayank Bamniyal, Counsel for R-3, DCHFC.

1. Heard the parties.

2. All the documents are on record.

3. The case is reserved for pronouncement of orders on 28.03.2025.

Financial Commissioner
Delhi

Case No. 321 of 2024

27.02.2025

Present : Ms. Sapna Seth, A.R. for Petitioner, DCHFC.
: Shri Hukam Chand, Assistant Registrar, R-1, RCS.
: Shri Sandeep Kumar, Counsel for R-2, Society.
: Shri Manikant Singhal, Counsel for R-4 to R-12.
: Ms.Mannat Kohli, Counsel for R-13 to 16.

1. All the documentation is complete including filing of written submissions/arguments.

2. The Petitioner prays for a short adjournment. Allowed as a final opportunity.

3. Adj. to 07.03.2025 for arguments.

Financial Commissioner
Delhi

Case No. 236 of 2024

27.02.2025

Present : Shri Vipin Mishra, Counsel for Petitioner.
: Shri Sandeep Kumar, Counsel for R-2.

1. Heard the parties.

2. Both the parties are directed to file their written submissions alongwith citations, if any, in support of their averments in the next four weeks, whereafter orders shall be passed on the basis of documents available on record.

3. The case is reserved for pronouncement of orders on 04.04.2025.

Financial Commissioner
Delhi

Case No. 277 of 2024

27.02.2025

Present : Mr.Rahul Jaryal, Counsel alongwith Mr.Irshad Khan, Counsel for Revisionist.
: None for Respondents.

1. Heard the Revisionist.

2. The Respondent despite making appearance on the last date of hearing has not filed reply. Consequently, the matter is now posted for orders.

3. Both the parties are directed to file their written submissions alongwith citations, if any, in support of their averments in the next four weeks, whereafter orders shall be passed on the basis of documents available on record.

4. The case is reserved for pronouncement of orders on 03.04.2025.

Financial Commissioner
Delhi

Case No.39 of 2025

27.02.2025

Mentioned today by Shri Shyam Sunder Dalal, Ld.Counsel for Petitioner.

1. The matter was mentioned.

2. The Petitioner is aggrieved by the impugned orders dated 11.12.2024 issued by the Revenue Assistant/SDM, Kapashera. The Petitioner's contention is that the said village Bijwasan is covered under L.D.R.A. Notification dated 18.06.2013 and as per various rulings of the Hon'ble High Court of Delhi, revenue laws do not apply in such cases. The Petitioner is further aggrieved that the said demarcation which has been relied upon by the Revenue Assistant is not a final demarcation report and also the petition moved before the R.A. was beyond the limitation period under the revenue laws.

3. The Petitioner categorically submits that the Petitioner is supported by sanctioned building plan by the MCD, in the '70s, a duly registered sale deed and his physical possession which is now being threatened to be disturbed after more than forty years.

4. Be that as it may, the Petitioner need not be disturbed in terms of his possession till the Respondent is given opportunity to file their response in the matter because of the facts mentioned as above. The Petitioner also undertakes to file the details of sanctioned building plan from the MCD before the next date of hearing.

5. Issue notices to the Respondents.

6. As requested by the Ld.Counsel for Petitioner, copy of this order be given dasti.

7. List on 27.03.2025.

Financial Commissioner
Delhi

Case No.40 of 2025

27.02.2025

Mentioned today by Shri Sanjeev Chopra, Ld.Counsel for Appellant.

1. The matter was mentioned.

2. The Appellant is aggrieved by the cancellation of the Appellant's nursing home registration vide order dated 23.01.2025.

3. The Appellant's grievance is that the said cancellation relies upon the deficiency letters issued on 02.07.2024, 08.08.2024 and reminder dated 18.09.2024. The said cancellation order states that the Appellant had not communicated the response in compliance of the deficiency.

4. However, the Appellant has brought to the notice of this court a receipt of Respondent dated 14.10.2024 vide which the said deficiency pointed out in the reminder dated 18.09.2024 were specifically furnished to the Respondent, DGHS. The Appellant has filed the acknowledgement of the receipt of such documents.

5. This being the grievance that the cancellation order has not taken into account the deficiency being complied with by the Appellant is at the core of the appeal. The Appellant further submits that he is operating the said nursing home from 2016 and had obtained the required license every time. So this sudden cancellation has jeopardized the Appellant's operations and prayed for protection.

6. Seeing the documentation filed which clearly shows that the said deficiencies were complied with from the Appellant's side, it is clear that the impugned orders have not accounted for the said documentation and therefore cannot be sustained at this stage.

7. Therefore, the said impugned orders shall not be implemented with till the Department is given an opportunity to explain its stand.

8. Issue notices to the Respondents.

9. As requested by the Ld.Counsel for the Appellant, copy of this order be given dasti.

10. List on 17.04.2025.

Financial Commissioner
Delhi