

National Commission for Scheduled Castes, New Delhi
File No.14/17/DELHI/2017/ESDW

1. During the hearing the following were present:

- (i) Shri R.N. Chouby, IAS, Secretary, M/o Civil Aviation
- (ii) Dr. Guruprasad Mohapatra, IAS, Chairman, Airport Authority of India (AAI)
- (iii) Shri Arun Sharma, GM (LM), AAI
- (iv) Shri Rajkumar Khanagwal, Jt. GM (Law), AAI
- (v) Shri Anil Kumar Gupta, Executive Director (LM), AAI
- (vi) Shri Anil Kumar Narula, DGM (LM), AAI
- (vii) Shri Sanjeev, Div. Commissioner
- (viii) Shri Dharmendra Kumar, ADM, New Delhi
- (ix) Shri Anil Lohia, Petitioner

2. The issue is long drawn out and complicated and there are numerous rulings of the Hon'ble Courts on the same. The petitioner stated that of the original 122 families who were to be allocated land in lieu of acquired land, 57 families have been left out. They request allocation of land. It was decided that the AAI will submit a detailed note on the situation of the Court cases relating to the issue to the Commission and the Commission will examine the same and issue its findings.

Findings & Observations of the Commission:

3. The AAI note dated 11.09.2018 has been received on 17.09.2018 and examined. It is seen that the Hon'ble Supreme Court has also passed orders in the same and has upheld the order of the Delhi High Court passed earlier.

4. The Hon'ble High Court, Delhi, had appointed ADM (New Delhi) as the Nodal Officer to act on the issue as and when anyone approaches him. The AAI states that as per Hon'ble Court's order, Nodal Officer can hear only those who have not approached or heard earlier. He cannot review his own decisions.

5. The petitioner maintained that the Hon'ble Court placed no restriction on the Nodal Officer.

6. There appears to be no scope for NCSC's intervention in this issue as the case is covered by the Court orders. The petitioners or AAI will need to approach Hon'ble Court that the Nodal Officer be allowed to / directed to re-examine the issue by applying the same test of facts & circumstances as applied in earlier cases. The Nodal Officer can examine all details including documents such as electricity bills, legal heir certificates etc. the petitioners have as proof of their residence.

7. Case is closed with the above.


(Prof. (Dr.) Ram Shankar Katheria)
Chairman, NCSC