

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

EXTRAORDINARY WRIT JURISDICTION

Writ Petition (Civil) No \_\_\_\_\_ of 2020

IN THE PUBLIC INTEREST LITIGATION OF:

AMIT SAHNI

PETITIONER

VERSUS

COMMISSIONER OF POLICE & ORS

RESPONDENTS

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5	Writ Petition Under Article 226 Of The Constitution Of India R/W Section 151 C.P.C for issuing Appropriate Writ/Order/ Direction to Open Kalindi-Kunj-Shaheen Bagh stretch which was shut down since December 15, 2019 On Behalf Of The Petitioner Along with Affidavit In Support.	
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	certified/true typed/with proper margins of the annexure, along with affidavit in support.	
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Petitioner

Through

**AMIT SAHNI , ADVOCATE**  
(Petitioner in Person)  
D-17, LGF, G K Enclave Part 2,  
New Delhi 110048  
09212513500, 09990513500  
Email: officeofamitsahni@gmail.com

New Delhi  
Dated 13-01-2020

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

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**COURT FEES**

INDIAN LEGAL NEWS

Filed By

**AMIT SAHNI, ADVOCATE**

(Petitioner in Person)

D-17, LGF, G K Enclave Part 2,

New Delhi 110048

09212513500, 09990513500

Email: officeofamitsahni@gmail.com

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***NOTICE OF MOTION***

Esteemed Sir/Madam

Kindly take notice that the accompanying Writ Petition under Article 226 of the Constitution of India r/w section 151 C.P.C for, is being filed for and behalf of the Petitioner and is likely to be listed before the Hon'ble Court for hearing on \_\_\_\_\_ or any other day thereafter, as per rules.

Filed by

**AMIT SAHNI, ADVOCATE**

(Petitioner in Person)

D-17, LGF, G K Enclave Part 2,  
New Delhi 110048

09212513500, 09990513500

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**URGENT APPLICATION**

Esteemed Sir/Madam

Will you kindly treat this accompanying Petition/Application as an urgent one in accordance with the High Court Rules and

Orders?

**The Ground of urgency are as prayed in the petition**

Petitioner

Filed by

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(Petitioner in Person)

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MEMO OF PARTIES

**1. Commissioner of Police**

Police Headquarter  
IP Estate, ITO  
New Delhi-110001

**2. DCP, Delhi Polcie**

**South East District**  
Pocket C, Sarita Vihar  
New Delhi-110076

**3. DCP Traffic, Delhi Police**

**South East District**  
1, Sirifort Road, Sector 3,  
Sadiq Nagar, New Delhi-110049

**4. Govt. of NCT of Delhi**

Through its Chief Secretrary  
IP Estate, New Delhi

**5. Union of India**

Ministry of Home Affairs  
Through it's Secretary  
North Block, New Delhi

Filed by

New Delhi

Dated 13-01-2020

**AMIT SAHNI, ADVOCATE**

(Petitioner in Person)

D-17, LGF, G K Enclave Part 2,  
New Delhi 110048

09212513500, 09990513500

Email: officeofamitsahni@gmail.com

## BRIEF SYNOPSIS OF THE CASE

That instant Writ Petition under Article 226 of the Constitution of India, is being filed in Public Interest Litigation seeking intervention of this Hon'ble Court for issuing appropriate Writ/Order/Direction (s) in the nature of mandamus or any other Writ/Order/Direction(s) thereby issuing directions to withdraw the closure of Kalindi Kunj-Shaheen Bagh Stretch i.e. Road No. 13 A (between Mathura Road and Kalindi Kunj) as well as Okhla underpass, which were closed on December 15, 2019 for ongoing protests against Citizen Amendment Act (CAA) and National Register of Citizen (NRC) as a temporary measure but the road closure was extended from time to time till date, whereby causing huge inconvenience/hardship to the lacs of commuters everyday, who are compelled to take different route for the last one month.

The Kalindi Kunj stretch, which is quite crucial as the same connects Delhi, Faridabad (Haryana) and Noida (Uttar Pradesh) has been shut down since 15-12-2019 due to protests against the Citizen Amendment Act (CAA) passed by the Parliament of India. Several Lacs commuters using the aforesaid road are forced to use alternative routes Delhi-Noida-Delhi (DND) Expressway and Ashram, which not only

results in brunt of hours of traffic jams but wastage of fuel and precious time also.

That the route is shut down as protesters continue to occupy the GD Birla Marg at Kalindi Kunj, connecting Delhi-Noida which is an essential route to decongest traffic at DND flyway. However, due to anti-CAA protests, Road No 13A between Mathura Road and Kalindi Kunj is closed for traffic movement.

**KALINDI KUNJ MARG IS A KEY ROUTE:-**

- Connects three states Delhi, UP and Haryana.
- Offices, banks, clothing brands present in huge numbers.
- It is estimated that around 3 lakh vehicles commute daily via this route.

Further both these routes witness huge traffic jams. With the additional burden on DND and Ashram route, it is taking around 15-25 minute for people to cross a red light at Ashram.

That news reports reveals that as per traffic police estimates, Ashram Chowk is used by around 300,00 vehicles on average every day. With the Kalindi Kunj road closure, an additional 1,00,000 are flowing through the intersection.



Apart from the temporary road closures, traffic has also been affected because a part of Mathura Road is dug up to for the construction of an underpass, which is expected to ease the congestion at Ashram Chowk, Mathura road and the adjoining arteries by connecting Nizamuddin to New Friends Colony.

Delhi Police had issued the following alerts on 15-12-2019, as under: -

**TRAFFIC ALERT**

Road No. 13A between Mathura Road and Kalindi Kunj closed for traffic movement due to demonstration.

People coming from Noida advised to take DND or Akshardham to reach Delhi."

**TRAFFIC ALERT**

"Similarly people going to Noida from Mathura Road advised to take Ashram Chowk, DND or Noida link road.

Okhla underpass going towards Kalindi Kunj is also closed for traffic movement."

That because of this not only the office goers were facing problems but Children are compelled to leave home 2 hours prior to school time.

The Respondents have failed to take appropriate action to give relief to the residents of the locality and lacs of commuters of Delhi, UP and Haryana. Further the Respondents have been extending temporary closure of traffic

at the aforesaid route since 15-12-2019, which is resulting in hours of traffic jam and wastage of fuel as well as precious time.

The Petitioner has made a representation 03-01-2020 to the Respondents and to the knowledge of the Petitioner, no action has been taken upon the same till date.

Hence the present Petition.

Bar and  
Bench

INDIAN LEGAL NEWS

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

EXTRAORDINARY WRIT JURISDICTION

Writ Petition (Civil) No \_\_\_\_\_ of 2020

IN THE PUBLIC INTEREST LITIGATION OF:

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RESPONDENTS

**THE INSTANT PUBLIC INTEREST LITIGATION WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA R/W SECTION 151 C.P.C FOR SEEKING DIRECTIONS TO THE RESPONDENTS TO WITHDRAW THE CLOSURE OF KALINDI KUNJ-SHAHEEN BAGH STRETCH I.E. ROAD NO. 13 A (BETWEEN MATHURA ROAD AND KALINDI KUNJ) AS WELL AS OKHLA UNDERPASS, WHICH WERE CLOSED ON DECEMBER 15, 2019 AND THE CLOSURE WAS EXTENDED FROM TIME TO TIME TILL DATE ALONGWITH AFFIDAVIT IN SUPPORT AND FOR SEEKING FURTHER DIRECTIONS.**

**TO,  
THE HON'BLE CHIEF JUSTICE  
THE HON'BLE HIGH COURT OF DELHI  
AND HIS COMPANION JUSTICES**

**MOST RESPECTFULLY SHEWETH:**

1. The Petitioner is Advocate by profession and is invoking the extraordinary writ jurisdiction of this Hon'ble Court for seeking writ of mandamus or any other writ of like

nature to against the decision of the respondent to withdraw the closure of Kalindi Kunj-Shaheen Bagh Stretch i.e. Road No. 13 A (between Mathura Road and Kalindi Kunj) as well as Okhla underpass, which were closed on December 15, 2019 for ongoing protests against Citizen Amendment Act (CAA) and National Register of Citizen (NRC) as a temporary measure but the road closure was extended from time to time till date, whereby causing huge inconvenience/hardship to the lacs of commuters every day, who are compelled to take different route for the last one month. The petitioner has no personal interest in the petition and the petition is not guided by self-gain of any other person/institution/body and that there is no motive other than of public interest in filing the writ petition

2. The brief facts of the case are as under

- a. That the Kalindi Kunj stretch connecting Delhi and Noida has been shut down since 15-12-2019 due to anti-CAA protests thereby forcing commuters to use alternative routes including DND and Ashram and facing heavy traffic jams.
- b. That Traffic Police repeatedly issuing traffic alerts, as under: -

Road No. 13A between Mathura Road and Kalindi Kunj closed for traffic movement due to demonstration. People coming from Noida advised to take DND or Akshardham to reach Delhi."

**Another Traffic Alert:-**

"Similarly people going to Noida from Mathura Road advised to take Ashram Chowk, DND or Noida link road. Okhla underpass going towards Kalindi Kunj is also closed for traffic movement."

INDIAN LEGAL NEWS

Copy of the typed Traffic Alerts issued by Delhi Traffic Police on their official Twitter handle is marked and annexed herewith as **ANNEXURE –P-1.**

- c. That several new articles show that how commuters are facing undue hardship/inconvenience as the Kalindi Kunj road has been shut for the past about a month due to anti-citizenship Amendment Act protests and the respondents have failed to resolve the situation. Rather the temporary closure has been extended from time to time till date.

Copy of the News articles has been annexed herewith as **ANNEXURE –P-2.**

3. That issue involved in the petition is in larger public interest as it would help lacs of commuters travelling daily by using the said route. The prayer sought if allowed, would also be helpful for lacs of commuters from Delhi, Faridabad and Noida.

4. That the Respondent No.1 to 3 are Police Officers responsible for maintaining law and order and traffic in the area. Respondent No.4 is Govt. of NCT of Delhi and the Respondent No.5 is Government of India. To the knowledge of the Petitioner no other person/bodies/institutions are likely to be affected by the orders sought in the writ petition. The Petitioner undertakes to add/amend the parties to the petition, if this Hon'ble Court so direct.

5. That the petitioner is advocate by profession and such the petitioner is very well conversant of the cause for which the present petition is filed. The petitioner has means to pay the costs, if any, imposed by the Court. The Petitioner undertakes to deposit the costs, if so imposed by this Hon'ble Court.

6. The Petitioner has made a representation to the Respondent on 03-01-2020, whereby the petitioner has requested the respondent to Open Kalini Kunj –Shaheen Bagh Stretch for Commuters travelling from Delhi,

Faridabad, Noida. But to the knowledge of the Petitioner, the respondents have not acted upon the said representation made by the petitioner. Copy of the representation dated 03-01-2020 is marked and annexed herewith as **Annexure P-3**.

7. That the petitioner has earlier filed Public Interest Litigation, the description of the same is as follows: -

SR. NO	CASE Nos	TITLE OF THE CASE AND WITH NAME OF RESPONDENT(S)	STATUS
1	W.P. (C) NO 1449/2014	AMIT SAHNI VERSUS 1. DG PRISONS AND ORS 2. STATE GOVT. OF NCT OF DELHI	DECIDED
2.	W. P (C) NO 313/2015	AMIT SAHNI VERSUS 1. DISTRICT AND SESSION JUDGE DISTRICT WEST  2. DISTRICT AND SESSION JUDGE DISTRICT NEW DELHI PATIALA HOUSE	DECIDED
3.	W. P (C) NO 6199/2015	AMIT SAHNI VERSUS 1. COMMISSIONER OF POLICE . 2. UNION OF INDIA MINISTRY OF HOME AFFAIRS	DECIDED
4	W.P.(C) 6841/201 5	AMIT SAHNI VERSUS 1. THE CHIEF JUSTICE, HIGH	DECIDED

		COURT OF DELHI THROUGH REGISTRAR GENERAL 2. CENTRAL PUBLIC WORKS DEPARTMENT (CPWD)	
5	W.P.(C) 6845/201 5	AMIT SAHNI VERSUS 1. THE CHIEF JUSTICE, HIGH COURT OF DELHI THROUGH REGISTRAR GENERAL 2. UNION OF INDIA, NATIONAL INFORMATION CENTRE	DECIDED
6	W.P.(C) 2894/2016	AMIT SAHNI VERSUS 1. UNION OF INDIA (MINISTRY OF FINANCE) 2. RESERVE BANK OF INDIA	DECIDED
7	W.P.(C) NO 5918/2016	AMIT SAHNI VERSUS 1. UNION OF INDIA (MINISTRY OF CIVIL AVIATION) 2. DIRECTOR GENERAL OF CIVIL AVIATION	DECIDED
8	W.P.(C) NO 6211 OF 2016	AMIT SAHNI VERSUS 1. UNION OF INDIA (MINISTRY OF CIVIL AVIATION) 2. DIRECTOR GENERAL OF CIVIL AVIATION)	DECIDED
9	W.P.(C) NO 8845/2016	AMIT SAHNI VERSUS	PENDING



		1. UNION OF INDIA (MINISTRY OF CIVIL AVIATION) 2. DIRECTOR GENERAL OF CIVIL AVIATION)	
10	W.P.(C) NO 10838 OF 2016	AMIT SAHNI  VERSUS 1. UNION OF INDIA AND ANOTHER (MINISTRY OF FINANCE) 2. RESERVE BANK OF INDIA	DECIDED
11	W.P.(C) 1328 /2018	AMIT SAHNI  VERSUS 1. NATIONAL HIGHWAYS AUTHORITY OF INDIA 2. DELHI POLICE, THROUGH COMMISSIONER OF POLICE	DECIDED
12	W.P.(C) 7531/ 2018	AMIT SAHNI  VERSUS 1. UNION OF INDIA 2. ELECTION COMMISSION OF INDIA	DECIDED
13	W.P.(C) 7794/ 2018	AMIT SAHNI VERSUS  UNION OF INDIA THROUGH MINISTRY OF HOME AFFAIRS	PENDING
14	W. P. (C) 8227 OF 2018	AMIT SAHNI VERSUS UNION OF INDIA THROUGH MINISTRY OF INFORMATION AND BROADCASTING	DECIDED
15	W. P. (C) 9023 OF 2018	AMIT SAHNI VERSUS 1. ELECTION COMMISSION OF INDIA	DECIDED

		2. UNION OF INDIA THROUGH MINISTRY OF LAW AND JUSTICE	
16.	W. P. (C) 1184 OF 2018 IN SUPREME COURT	AMIT SAHNI VERSUS 1. UNION OF INDIA THROUGH MINISTRY OF HOME AFFAIRS 2. UNIQUE IDENTIFICATION AUTHORITY OF INDIA (UIDAI) 3. NATIONAL CRIME RECORD BUREAU AND ALL STATE GOVTS	DECIDED
17.	W. P. (C) 12067 OF 2018	AMIT SAHNI VERSUS 1. UNION OF INDIA THROUGH MINISTRY OF HOME AFFAIRS 2. UNIQUE IDENTIFICATION AUTHORITY OF INDIA (UIDAI) 3. NATIONAL CRIME RECORD BUREAU AND ALL STATE GOVTS.	PENDING
18.	W. P. (C) 12254 OF 2018	AMIT SAHNI VERSUS 1. UNION OF INDIA THROUGH MINISTRY OF HEALTH AND FAMILY WELFARE 2. DRUG CONTROLLER GENERAL OF INDIA	PENDING
19.	W.P. (C) 13092 OF 2018	AMIT SAHNI VERSUS HIGH COURT OF DELHI THROUGH REGISTRAR GENERAL	DECIDED
20	W.P. (C) 13455 OF 2018	AMIT SAHNI VERSUS GOVT. OF NCT OF DELHI	PENDING

21	W. P ( C ) No 2/2019 IN SUPREME COURT	AMIT SAHNI VERSUS UNION OF INDIA THROUGH ITS SECRETARY, MINISTRY OF HOME AFFAIRS	PENDING
22	W.P(C) No 68/2019 IN SUPREME COURT	AMIT SAHNI VERSUS 1. UNION OF INDIA THROUGH MINISTRY OF PETROLEUM 2. MINISTRY OF CONSUMER AFFAIRS	DECIDED
23	W.P. (Crl) 882 OF 2019	AMIT SAHNI VERSUS 1. GOVT. OF NCT OF DELHI 2. HON'BLE LG OF DELHI	Pending
24	W.P. (C) 3219 OF 2019	AMIT SAHNI VERSUS 1. UNION OF INDIA THROUGH BPPI 2. MEDICAL COUNCIL OF INDIA	Decided
25	W.P. (C) 3604 OF 2019	AMIT SAHNI VERSUS 1. GOVT. OF NCT OF DELHI 2. PUBLIC WORKS DEPARTMENT 3. DELHI JAL BOARD	Pending
26	W.P. (C) 3985 OF 2019	AMIT SAHNI VERSUS 1. UNION OF INDIA THROUGH MINISTRY OF FINANCE 2. CENTRAL BOARD OF DIRECT TAXES	Disposed of
27	W.P. (C) NO. 4173 OF 2019	AMIT SAHNI VERSUS 1. GOVT. OF NCT OF DELHI	Decided

		2. DIRECTOR GENERAL PRISONS	OF
28	W. P (C ) No 4237 OF 2019	AMIT SAHNI VERSUS 1. NATIONAL HIGHWAY AUTHORITY OF INDIA (NHAI) 2. HARYANA STATE INDUSTRIAL AND INFRASTR DEVELOPMENT CORPORATION (HSIIDC)	Pending
29	W. P (Cri) No 1326 OF 2019	AMIT SAHNI VERSUS 1. UNION OF INDIA (MINISTRY OF HOME AFFAIRS) 2. UNION OF INDIA (MINISTRY OF LAW AND JUSTICE)	Pending
30	W. P (Cri) No 1612 OF 2019	AMIT SAHNI VERSUS 1. UNION OF INDIA (MINISTRY OF HEALTH AND FAMILY WELFARE) 2. UNION OF INDIA (MINISTRY OF LAW AND JUSTICE) 3. NATIONAL COMMISSION FOR WOMEN	Pending
31	W. P (C) No 6666 OF 2019	AMIT SAHNI VERSUS 1. STATE (GNCT OF DELHI) 2. DIRECTOR GENERAL (PRISONS)	PENDING
32	W. P (C) No 6952 OF 2019	AMIT SAHNI VERSUS 1. STATE (GNCT OF DELHI) 2. DELHI POLICE 3. DELHI STATE LEGAL SERVICE AUTHORITY	PENDING
33	W. P (C) No 6962	AMIT SAHNI VERSUS	DECIDED

	OF 2019	1. STATE (GNCT OF DELHI) 2. DELHI POLICE	
34	W. P (C) No 6990 OF 2019	AMIT SAHNI VERSUS 1. STATE (GNCT OF DELHI) 2. DELHI POLICE	DECIDED
35	W. P (C) No 7337 OF 2019	AMIT SAHNI VERSUS 1. UNION OF INDIA THROUGH MINISTRY OF FINANCE 2. CENTRAL BOARD OF DIRECT TAXES	PENDING
36	W. P (C) No 9839 OF 2019	AMIT SAHNI VERSUS 1. RESERVE BANK OF INDIA 2. UNION OF INDIA THROUGH MINISTRY OF FINANCE	DECIDED
37	W. P (C) No11223 OF 2019	AMIT SAHNI VERSUS 1. STATE (GNCT OF DELHI) 2. DIRECTOR GENERAL (PRISONS)	DECIDED

8. That the present petition is filed on the following grounds amongst others, as under: -

**GROUND**

**A.** BECAUSE Commuters travelling between Noida and Delhi using the Kalindi Kunj route continue to bear the brunt of hours of traffic jams as the stretch continues to remain shut due to anti-CAA protests.

**B.** BECAUSE the Kalindi Kunj stretch connecting Delhi and Noida has been shut down forcing commuters to use alternative routes including DND and Ashram and facing heavy traffic snarls.

**C.** BECAUSE the Respondents have failed to take appropriate measures to handle the issue rather the temporary arrangement of closing the road was extended from time to time till date.

**D.** BECAUSE the route is shut down as protesters continue to occupy the GD Birla Marg at Kalindi Kunj, connecting Delhi-Noida which is an essential route to decongest traffic at DND flyway. However, due to anti-CAA protests, Road No 13A between Mathura Road and Kalindi Kunj is closed for traffic movement.

**E.** BECAUSE As Kalindi Kunj way is closed, commuters are left with two options — DND (Delhi-Noida Direct Flyover) and Ashram marg — but both these routes witness huge traffic jams. With the additional burden on DND and Ashram route, it is taking around 15-25 minute for commuters to cross a red light at Ashram.

F. BECAUSE According to traffic police estimates, Ashram Chowk is used by around 30,000 vehicles on average every day. With the Kalindi Kunj road closure, an additional 1,00,000 are flowing through the intersection

G. BECAUSE the residents of Sarita Vihar, Madanpur Khadar, Jasola Village and some nearby areas in south-east Delhi have also made a protests outside the DCP's office on Mathura Road on Sunday i.e. 12-01-2020 demanding that the Shaheen Bagh protesters be shifted to clear the blockade.

H. BECAUSE it's not only affect the Commuters to commute but also to the Children to leave for schools two hours before the scheduled time to go to their schools and even affecting patients' movement to hospitals.

I. BECAUSE the snarls at DND Flyway is also impacting Noida-Greater Noida Expressway and during peak hours, areas like Sarai Kale Khan, Sunlight Colony and Maharani Bagh are getting gridlocked as commuters try to take internal roads to move faster.

**J.** BECAUSE immediate intervention of this Hon'ble Court is required so as to control Chronic Snarls.

**K.** BECAUSE smooth traffics has multiple benefit for the public at large viz. reduce time/fuel and energy wastage.

**L.** BECAUSE the grievance raised by the Petitioner is genuine and the petition of the petitioner deserves to be allowed.

**9.** That the petitioner seeks kind permission of this Hon'ble Court to urge such other and further grounds as may available to him as the time of hearing of the present writ petition.

**10.** That the present petition Is bona fide and the same may be allowed in the interest of justice.

**11.** That the petitioner crave indulgence of this Hon'ble Court to raise any other or further ground(s) during the course of arguments of the present petition.

**12.** That the present petition is *bona-fide* and the same may kindly be allowed in the interest of Justice.

**13.** That the petitioner has not filed any other petition/application for seeking similar relief before this Hon'ble Court or the Hon'ble Supreme Court of India.



## PRAYER

In the light of aforementioned facts and circumstances, it is therefore most respectfully prayed to this Hon'ble Court that this Hon'ble Court would be pleased to:

- i. Issue a writ in the nature of Mandamus or any other writ of like nature thereby passing order or direction to the Respondents No. 1 to 3 thereby directing them to withdraw the closure of Kalindi Kunj-Shaheen Bagh Stretch i.e. Road No. 13 A (between Mathura Road and Kalindi Kunj) as well as Okhla underpass, which were closed on December 15, 2019 for ongoing protests against Citizen Amendment Act (CAA) and National Register of Citizen (NRC) as a temporary measure but the road closure was extended from time to time till date, whereby causing huge inconvenience/hardship to the lacs of commuters everyday.
- ii. Issue a writ in the nature of Mandamus or any other writ of like nature thereby passing order or direction to the Respondents No 4 and 5 to take appropriate measures and to provide necessary assistance to Respondent No. 1 to 3, as may be required for redressing the grievance raised in the present petition.

- iii. Pass any other appropriate Order or Direction as this Hon'ble Court may deem fit.

**Petitioner**

Filed By

**AMIT SAHNI, ADVOCATE**

(Petitioner in Person)

D-17, LGF, G K Enclave Part 2,  
New Delhi 110048

09212513500, 09990513500

Email: officeofamitsahni@gmail.com

New Delhi  
Dated 13-01-2020

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PETITIONER

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COMMISSIONER OF POLICE & ORS

RESPONDENTS

**AFFIDAVIT**

I Amit Sahni S/o Late Shri Harbans Lal Sahni aged about 36 years having Office at D-17, LGF, Greater Kailash Enclave Part 2, New Delhi- 110048 do hereby solemnly affirm and declare

as under: -

1. That I am the petitioner above named I have filed the present petition as a Public Interest Litigation.
2. I have gone through the Delhi High Court (Public Interest Litigation) Rules, 2010 (with all timely modification) and do hereby affirm that the present Public Interest Litigation is in conformity thereof.
3. I petitioner have/has no personal interest in the litigation and neither myself nor anybody in whom I am/petitioner is interested would in any manner benefit from the relief sought in the present litigation save as member of General Public. This petition is not guided by self-gain of any person, institution, body and there is no motive other than of public interest in filing this petition.

4. I have done whatsoever inquiry/investigation which was in my power to do, to collect all data/material which was available and which was relevant for this court to entertain the present petition. I further confirm that I have not concealed in the present petition any data/material/information which may have enabled this court to form an opinion whether to entertain this petition or not and/or whether to grant any relief or not.

5. That the contents of para \_\_\_\_ to \_\_\_\_ and grounds \_\_\_\_to \_\_\_\_ and prayer of the writ petition are drafted by me and the same are true and to the personal knowledge of the Deponent.

6. That the petitioner has not filed any other or similar petition before this Hon'ble Court or before the Hon'ble Supreme Court of India for seeking same relief.

**DEPONENT**

**VERIFICATION**

Verified at New Delhi on \_\_\_\_\_ that the contents of my above affidavit are true and correct to my knowledge and belief and nothing has been concealed therefrom.

**DEPONENT**

Bar & Bench ([www.barandbench.com](http://www.barandbench.com))

# Bar and Bench

INDIAN LEGAL NEWS

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

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Writ Petition (Civil) No \_\_\_\_\_ of 2020

IN THE PUBLIC INTEREST LITIGATION OF:

AMIT SAHNI

PETITIONER

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COMMISSIONER OF POLICE & ORS

RESPONDENTS

**APPLICATION UNDER SECTION 151 OF C.P.C FOR  
SEEKING EXEMPTION FROM FILING CERTIFIED  
COPIES, TRUE COPIES, TRUE TRANSLATED COPIES  
WITH PROPER MARGINS OF THE ANNEXURES.  
MOST RESPECTFULLY SHOWETH:**

1. That the Petitioner has filed the accompanying writ petition under article 226 Constitution of India r/w section 151 C.P.C.; for seeking directions.
2. That the Petitioner is unable to furnish the certified copies, true copies, true translated copies, copies with proper margins of the annexure at this stage due to paucity of time and will submit the same before this Hon'ble Court after obtaining the same in due course.

**PRAYER**

It is, therefore, most humbly and respectfully prayed that filing of the certified copies, true copies, true translated copies, copies with proper margins of the annexures may very kindly be exempted in the interest of justice.

Filed By

New Delhi  
Dated 13-01-2020

**AMIT SAHNI, ADVOCATE**  
(Petitioner in Person)

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

EXTRAORDINARY WRIT JURISDICTION

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RESPONDENTS

**AFFIDAVIT**

I Amit Sahni S/o Late Shri Harbans Lal Sahni aged about 36 years having Office at D-17, LGF, Greater Kailash Enclave Part 2, New Delhi- 110048 do hereby solemnly affirm and declare as under: -

1. That I am the petitioner above named and conversant with the facts and circumstances of the present case and as such competent to swear the present affidavit.
2. That I say that the accompanying application under section 151 of the Code of Civil Procedure, 1908; has been drafted under my instructions by my counsel and the same has been read over and explained to me in vernacular and nothing material has been concealed therefrom.

**DEPONENT**

**VERIFICATION**

Verified at New Delhi on \_\_\_\_\_ that the contents of my above Affidavit are true and correct to my knowledge and belief and nothing material has been concealed therefrom.

**DEPONENT**

## ANNEXURE P-2 (Colly.)

**True Typed Copies of the News article published on the Official Website and Newspapers.**

### **NDTV**

December 25, 2019 23:12 IST

### **Delhi-Noida Traffic Jam Worsens After Road Near Jamia Closes Over Protest**

The Kalindi Kunj stretch and DND connect Noida to South Delhi. Due to the closure of Kalindi Kunj Road, the whole traffic load has come on the DND.

### **New Delhi:**

People commuting between Noida and South Delhi are facing a harrowing time due to the closure of Kalindi Kunj Road following the anti-Citizenship Amendment Act protest near Jamia Milia Islamia on Wednesday, police said.

"The Kalindi Kunj stretch has been closed since December 15 due to the demonstrations. The road is still closed and we will open it once the local police would tell us to allow the vehicles pass through the road," Additional Commissioner of Police (Traffic Southern) AK Singh said.

The Kalindi Kunj stretch and DND connect Noida to South Delhi. Due to the closure of Kalindi Kunj Road, the whole traffic load has come on the DND.



"There is major traffic chaos at DND flyover. My office is in Noida and I come by car from Chattarpur daily. Earlier, it used to take me one hour to reach my house but now it takes one hour and forty minutes minimum. Reaching Barapulla has become a big task," 31-year-old Tushar Mishra said.

Narrating a similar tale, Prashant Saxena, 29, who works in a multinational corporation at Noida, said, "The jam on DND starts just after the toll tax. The distance from Noida to Barapullah flyover is around 4 km but it takes me more than half an hour to reach Barapullah flyover due to traffic jams.

The situation remains the same in non-peak hours also."

In the wake of Christmas celebrations, police have urged people not to drink and drive.

"We are urging people through different channels that they should not involve in drunk and drive cases. We have deployed adequate officers, especially for Christmas and New Year, to check and hefty amount of fine will be issued to the offenders," Mr Singh told PTI.

## HINDUSTAN TIMES

Dec 25, 2019 06:06 IST

### **10 days and counting: Blockades cripple traffic near Ashram Chowk**

Road from Kalindi Kunj bridge to Mathura Road shut since December 15 in view of the anti-CAA protests, choking all arterial and tributary roads in the area. Police say they don't know how long the traffic jams will persist

Mathura Road near Ashram Chowk and the Delhi Noida Direct (DND) flyway have been plagued by heavy (often bumper-to-bumper) traffic for the last 10 days as the road linking Noida to Sarita Vihar via Kalindi Kunj has been blocked by the police over the anti- Citizenship (Amendment) Act protests in the area. What has further aggravated the problem is that parts of Mathura Road are dug up for the construction of an underpass.

The carriageways to and from the Kalindi Kunj bridge to Mathura Road remained shut for the 10th straight day on Tuesday, choking all arterial and tributary roads in south and south-east Delhi. Commuters, forced to take the DND flyway or even the Delhi-Meerut Expressway (NH24) via the Ashram intersection, have been facing a harrowing time. Some

commuters said it is taking them up to two hours to go from south Delhi to Noida during peak traffic.

Owing to protests against the CAA in and around Jamia Millia Islamia, the police completely stopped the traffic flow on the Kalindi Kunj-Sarita Vihar/Jasola stretch (also known as Road No. 13A) from December 15.

Police said they could not tell how long the traffic jams will persist, or when relief is likely; no directions have been issued to open the shut road so far.

"Commuters travelling between south-east Delhi and Noida are required to use the DND or the NH24 via Akshardham, instead of the Kalindi Kunj bridge. A call on when the stretch will be reopened will be taken by the local police based on the law and order situation prevalent there," said Taj Hassan, special commissioner of police (traffic).

A senior police officer in the southern range said the road closures will be lifted only when the situation in the area "normalises".

"The local religious leaders and volunteers in the area are in talks with the protesters. The road will be open as soon as there's a breakthrough in talks. Till then, it is to remain closed," said Devesh Chandra Srivastava, joint CP (southern range).

According to traffic police estimates, Ashram Chowk is used by around 300,00 vehicles on average every day. With the Kalindi Kunj road closure, an additional 100,000 are flowing through the intersection.

Apart from the temporary road closures, traffic has also been affected because a part of Mathura Road is dug up to for the construction of an underpass, which is expected to ease the congestion at Ashram Chowk, Mathura road and the adjoining arteries by connecting Nizamuddin to New Friends Colony.

The underpass is expected to be completed by July 2020.

At the moment, the excessive spillover of traffic on Ring Road, New Friends Colony, Nizamuddin area, Sarai Kale Khan, Srinivaspuri, parts of Lajpat Nagar, Nehru Nagar and other areas.

“My pregnant wife had a check-up and was stuck for more than two hours. At Ashram Chowk, despite knowing that the stretch is witnessing extra traffic because of the road closure, there were no traffic personnel deployed to manage the chaos. The situation at the intersection has worsened because of barricades that have been put up, leaving only half the carriageway open for vehicle movement,” said Saurabh Tyagi, who was travelling from Nizamuddin on Tuesday. Several commuters also vented out their frustration on social media.

Officials deployed at the traffic police control room said they have witnessed a huge spike in the number of calls from motorists enquiring when the stretch will be opened.

Experts said the traffic police and the city administration must draft standard operating procedures (SOPs) for such crisis when road blockages are inevitable.

Subhash Chand, head of traffic engineering and safety division, Central Road Research Institute, said the police should allow regulated passage of vehicles on the Kalindi Kunj-Sarita Vihar route. "At least during peak office hours, the road can be kept open. Also mini trucks, movement of which is allowed even during day time, can be regulated on the choked stretches," he said.

"In the long-term, technological interventions, which are possible by collaborating with organizations such as Google that have huge data sets, can be applied to draft standard operating procedures and execute them," Chand added.

## INDIA TV NEWS

January 04, 2020 11:47 IST

### **Kalindi Kunj road closed since Dec 15 due to anti-CAA protests, Delhi-Noida commuters suffer**

For over two weeks now, the Kalindi Kunj stretch connecting Delhi and Noida has been shut down forcing commuters to use alternative routes including DND and Ashram and facing heavy traffic jams.

Commuters travelling between Noida and Delhi using the Kalindi Kunj route continue to bear the brunt of hours of traffic jams as the stretch continues to remain shut due to anti-CAA protests.

For over two weeks now, the Kalindi Kunj stretch connecting Delhi and Noida has been shut down forcing commuters to use alternative routes including DND and Ashram and facing heavy traffic snarls.

The route is shut down as protesters continue to occupy the GD Birla Marg at Kalindi Kunj, connecting Delhi-Noida which is an essential route to decongest traffic at DND flyway. However, due to anti-CAA protests, Road No 13A between Mathura Road and Kalindi Kunj is closed for traffic movement.

**Road closed since December 15**

Commuters are facing issues and had to go through long spells of jam to commute between Delhi and Noida as the road has been closed for traffic movement since December 15.

### **Why Kalindi Kunj marg is a key route?**

- Connects three states Delhi, UP and Haryana.
- Offices, banks, clothing brands present in huge numbers.
- It is estimated that around 3 lakh vehicles commute daily via this route.

### **Huge traffic jams at DND, Ashram; 15-25 minutes to cross a traffic signal**

As Kalindi Kunj way is closed, commuters are left with two options — DND and Ashram marg — but both these routes witness huge traffic jams. With the additional burden on DND and Ashram route, it is taking around 15-25 minute for people to cross a red light at Ashram.

### **Barricading withing 200-metres of protesting site**

Delhi Police has put out barricades within 200-metres where protesters are still continuing with their agitation against the CAA. For those who want to go to the protest site are using Shaheen Bagh route. The area is under 24-hour police surveillance.

**TIMES OF INDIA**

Jan 11, 2020, 04.28 AM IST

**KALINDI KUNJ ROAD STILL SHUT, RESIDENTS TO HOLD A PROTEST**

TNN | Printed from NEW DELHI:

The Kalindi Kunj road has been shut for the past 26 days due to the anti-Citizenship Amendment Act protests. As a large chunk of the diverted south Delhi-Noida traffic is taking the parallel Madanpur Khadar Agra canal road to avoid snarls at DND Flyway and Ashram, residents of Sarita Vihar and 10 villages in the area are forced to travel for around two hours to cross this 1.5km congested stretch. The residents of Sarita Vihar, Madanpur Khadar, Jasola Village and some nearby areas in south-east Delhi have now decided to stage a protest outside the DCP's office on Mathura Road on Sunday demanding that the Shaheen Bagh protesters be shifted to clear the blockade. On Thursday, a group even tried to shut down the colony roads leading to A block in Ashok Vidhuri, a social activist who stays at Sarita Vihar, said the decision to protest outside the DCP's office was taken after Delhi high court rejected the residents' petition. "With the Agra canal road blocked through the day, the residents of Madanpur Khadar and Sarita Vihar need almost two hours to even reach Badarpur. It's even affecting patients' movement to hospitals. How can this be allowed? There are designated locations for protests; why do you create problems for others who have nothing to do with it," asked Bidhuri.



More than 2 lakh vehicles use the Kalindi Kunj road and a chunk of it is now taking the Madanpur Khadar-Agra canal road, which is not even equipped to handle this heavy volume of vehicular traffic. "There is a culvert here that has already been declared dangerous. Who will be responsible if it crumbles under the pressure," he said. Raj Kumar Kaushik, a village panchayat member, said even children were forced to leave for schools two hours before the scheduled time. "I have to wake my child at 6am and leave for the school that starts at 8am. Since DND Flyway is nearly inaccessible now, we have to find our way through this snarl," he said. Kaushik said police had also expressed helplessness in dealing with the mess. The snarls at DND Flyway is also impacting Noida-Greater Noida Expressway and during peak hours, areas like Sarai Kale Khan, Sunlight Colony and Maharani Bagh are getting gridlocked as commuters try to take internal roads to move faster. "We have been trying to convince the traffic police to deploy additional personnel to manage this mess, but so far nothing has been done," said a member of a residents' welfare association at Maharani Bagh.