

A.No. 749/24

19.09.2024

Present : Sh. Gaurav Gupta, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

This order will decide an application under Section 5 of the Limitation Act filed by the appellant. It is submitted by Ld. counsel for the appellant that the Demolition Order and the Show Cause Notice were never served to the appellant. The appellant received Vacation Notice under Section 349 of the DMC Act, 1957 dated 30.01.2024 and filed her reply dated 05.02.2024. It is stated that during the course of the proceedings in W. P. (C) 1099/2024 dated 03.03.2024 the appellant came to know about the demolition proceedings in respect of the property in question. It is stated in the application that applicant was pursuing her matter with some other advocate but due to inaction on his part, the appeal could not be filed on time.

Ld. counsel for the appellant informed that appellant is suffering 100% hearing disability and due to her disability she was not able to pursue her legal remedy on time.

On the other hand, Ld. counsel for the respondent department opposed the application. Ld. counsel submits that admittedly as per the record, the appellant was aware about the demolition proceedings and has failed to take steps within prescribed period.

Arguments heard and record perused. The appellant has assailed the demolition order in the present matter. It is her case that she came to know about the demolition proceedings only during the course of hearing in the Writ Petition before the Hon'ble High Court of Delhi. The appellant is stated to be 100% disabled in hearing. It is stated that due to disability as well as inaction on the part of the previous counsel, the appellant was not able to file the appeal on time.

The appellant has assailed the impugned order in respect of the property where she is residing. The issue raised in the appeal goes to the root of the matter. The appellant has cited the grounds of her disability and inaction on the part of previous counsel and has been able to show sufficient cause for condonation of delay.

The application is allowed. The delay is condoned.

Now to come up for arguments on the point of appeal on **12.11.2024**.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 808/24 & 809/24

19.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. M.P. Sinha, Ld. counsel for the appellant.

Issue notice of interim application(s) as well as appeal to the respondent through concerned Chief Law Officer.

The Executive Engineer(B) is directed to ensure the presence of the concerned AE(B), who shall appear in person alongwith the record of the proceedings, status report and reply on next date of hearing.

Put up for arguments on interim application(s) and appeal on 18.10.2024.

The Registrar, ATMCD is also directed to send a copy of this order alongwith notice.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 372/19

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
None for appellant No.10 & 11.
Sh.Sanjay Sethi , Ld counsel for the respondent.
Sh. Harpreet Singh, Ld. counsel for respondent No.2
joined through VC.

It is already 1.30 p.m.

Part arguments heard.

A joint adjournment is sought on behalf the parties as
they are not available in post lunch session.

Put up for further arguments on interim application as
well as appeal on 16.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 398/19

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
None for appellant No.10 & 11.
Sh.Dharamvir Gupta, Ld counsel for the respondent.
Sh. Harpreet Singh, Ld. counsel for respondent No.2
joined through VC.

Reply to the application u/s 5 of the Limitation Act has
been filed, copy supplied.

Put up for arguments on interim application as well as
appeal on 16.01.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 62/23

19.09.2024

Present : Sh. Varun Bhandari, Ld counsel for the appellant.
Ms. Praveen Sharma, Ld counsel for the respondent
alongwith Sh. Nishant Singh, AE(BHQ).

AE(B) submits that the department is deliberating upon the issue and he needs one week time to take instructions and apprise the Tribunal on the issue involved.

Accordingly, put up for further proceedings on 08.10.2024.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 650/24 & 651/24

19.09.2024

Present : None for the appellant.
 Sh.Ashutosh Gupta , Ld counsel for the respondent.

None is appeared on behalf of the appellant in the court as well as through Video Conferencing.

No adverse order is being passed today in the interest of justice.

Put up for purpose already fixed on 11.11.2024.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024 J

A.No. 488/24

19.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh B.S. Mathur, Ld. counsel for the appellant joined through VC.

Issue notice of interim application(s) as well as appeal to the respondent through concerned Chief Law Officer.

The Executive Engineer(B) is directed to ensure the presence of the concerned AE(B), who shall appear in person alongwith the record of the proceedings, status report and reply on next date of hearing.

Put up for arguments on interim application(s) and appeal on 09.10.2024.

The Registrar, ATMCD is also directed to send a copy of this order alongwith notice.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 750/24

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellat.
Ms. Bhavya Chauhan, Ld counsel for the respondent
alongwith Sh. Surender Singh, AE(B).

Status report filed, copy supplied.

Part arguments heard on interim application.

Mr. Surender Singh, AE(B) submits that the property
in question was booked by the then AE(B) Mr. R.D.
Chaudhary and he will be in the better position to
assist the Court.

Accordingly, notice be issued to Mr. R.D. Chaudhary,
the then AE(B) to be present in the court on the next
date of hearing.

As the interim application is part heard, status quo be
maintained in respect of the property in question till
further orders.

It is clarified that the observations made while passing
of this order by this Court shall not tantamount to the
expression on the merits of this case.

Put up for arguments on appeal on 21.10.2024.

Copy of the order be given dasti.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 751/24

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellat.
Ms. Bhavya Chauhan, Ld counsel for the respondent
alongwith Sh. Surender Singh, AE(B).

Status report filed, copy supplied.

Part arguments heard on interim application.

Mr. Surender Singh, AE(B) submits that the property
in question was booked by the then AE(B) Mr. R.D.
Chaudhary and he will be in the better position to
assist the Court.

Accordingly, notice be issued to Mr. R.D. Chaudhary,
the then AE(B) to be present in the court on the next
date of hearing.

As the interim application is part heard, status quo be
maintained in respect of the property in question till
further orders.

It is clarified that the observations made while passing
of this order by this Court shall not tantamount to the
expression on the merits of this case.

Put up for arguments on appeal on 21.10.2024.

Copy of the order be given dasti.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 453/24

19.09.2024

Present : Appellant in person.
Sh. Chetan Hasija, Ld counsel for the respondent
alongwith Sh. Abhey Chaturvedi, AE(B-I) West Zone.
Fresh Vakalatnama filed, same is taken on record

The record has been produced. It be deposited with
Registry and tagged with the file.

Status report filed, copy supplied.

Appellant submits that his counsel is unavailable today
as he is suffering from fever.

Put up for arguments on interim application and
appeal on 04.12.2024.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 22/22

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. Sanjay Sethi, Ld counsel for the respondent.
Sh. Dinesh Pratap Singh, Ld. counsel for intervener.

It is already 1.30.p.m.

A joint request is made for addressing the arguments,
as Ld. counsel for both the parties are not available in
post lunch session.

Put up for purpose already fixed on 21.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 122/23 & 123/23

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent
No.1 alongwith Sh. Arun Rawat, AE(B).
Ms. Sangita Sehrawat, Ld. counsel for respondent
No.2.

It is already 1.30 p.m.

An adjournment is sought on behalf of counsel of
respondent No.2 as she is not available in post lunch
session.

Ld. counsel for appellant does not oppose the request.

Put up for purposed already fixed on 20.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 818/23

19.09.2024

Statement of Sh. Birender Prasad, Director of the company, S/o D.N. Prasad, R/o 103, Gulmohar Apartment, Plot No.3-B, Sector-11, Dwarka, new Delhi-110075

On SA

I am the Director of the company and the present appeal has been filed by me. I have not misused my property in question bearing plot No.4, Pkt.4, Sector 23-B, Dwarka, Delhi as such I am not willing to pay any misuse charges with regard to the property in question.

RO&AC

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 818/23

19.09.2024

Present : Sh. Anil Sehrawat, Ld counsel for the appellant
alongwith Director of company in person
Sh. V.K. Aggarwal proxy counsel for Sh. Avishek
Kumar, Ld counsel for the respondent.

Part arguments are addressed by the Ld. counsel for appellant. It is submitted by the Ld. counsel for appellant that the property in question was not misused by the appellant and they are not willing to deposit any misuse charges.

Separate statement of the appellant in this regard has been recorded.

Some clarifications are required from the official concerned.

Notice be issued to the official concerned to appear in person on next date of hearing.

Put up for further arguments on the point of appeal on 21.11.2024.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024 J

A.No. 751/22

19.09.2024

Present : Sh. Rajeshwar Gupta, Ld counsel for the appellant.
Sh.Sandeep Kumar , Ld counsel for the respondent
joined through VC.

An application seeking waiver of cost is moved by the
appellant.

In view of the reasons cited in the application, the cost
imposed vide order dated 28.03.2024 is waived.

Ld. counsel for appellant seeks an adjournment to
inspect the record to address the arguments.

Opportunity granted.

Put up for purpose fixed on 17.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 114/21

19.09.2024

Present : Sh. R.S. Verma, Ld counsel for the appellant.
Sh. Anupam Sharma, Ld counsel for the respondent/DDA joined through VC.

Reply to the application u/s 151 CPC is filed by the respondent /DDA on 04.07.2024.

Ld. counsel for appellant submits that he has received the reply yesterday only and needs some time to go through the same before addressing the arguments. In the interest of justice, one more opportunity is granted to the appellant to address the arguments.

Re-list for arguments on the application u/s 151 CPC as well as the appeal on 16.01.2025.

Officer concerned is directed to remain present in person on next date of hearing.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024 J

A.No. 250/23

19.09.2024

Present : None for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

The matter was reserved for order in the present case. Lateron it is surfaced that an application u/s 5 of the Limitation Act is pending which needs to be adjudicated.

Accordingly, put up for further arguments on an application u/s 5 of the Limitation Act on 15.10.2024.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 25/21

19.09.2024

Present : Sh. Yogesh son of the appellant in person.
Sh. Ankur Sharma, Ld counsel for the respondent.

Son of the appellant submits that they need a short adjournment to engage a new counsel in this matter.

No adverse order is being passed today in the interest of justice.

Put up for purpose already fixed on 22.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 203/21

19.09.2024

Statement of Sh. Anil Sagar S/o Late L.N. Sagar,
appellant R/ o 6005/2, D-6, Santushti Apartment,
Vasant Kunj, New Delhi

On SA

The property / garage of flat No.80-B, (G.F.) DDA
flats, Masjid Moth Phase-II, New Delhi was booked u/s
345A of the DMC Act vide order dated 07.04.2021.
The said order was passed against me being the
occupier of the garage of flat No. No.80-B.

I am ready to pay the misuse charges in respect of
said garage/property being the occupier. I undertake
that deposit of misuse charges will not confer any title
on me. I am depositing the misuse charges subject to
the final decision in Civil suit CS SCJ 425/2021 title
Radha Kumari Karnam Vs Anil Sagar.

RO&AC

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 203/21

19.09.2024

Present : Sh. Mridul Kumar, Ld counsel for the appellant
alongwith appellant in person.

Sh. Varun Sharma, Ld counsel for the respondent.

Ld. counsel for respondent submits that misuse charges could not be evaluated at this juncture because of the pendency of Civil Suit.

Ld. counsel for appellant submits that appellant undertakes that he is ready to pay the misuse charges in respect of garage of flat No.80-B, (G.F.) DDA flats, Masjid Moth Phase-II, New Delhi being the occupier. He also undertakes that deposit of misuse charges will not confer any title on appellant and he will deposit the misuse charges subject to the final decision in Civil suit CS SCJ 425/2021 title Radha Kumari Karnam Vs Anil Sagar.

Separate statement of the appellant has been recorded in this regard.

Ld. counsel for respondent submits that the appellant may approach the AE(B) concerned for evaluation of misuse charges and paying the same.

Put up for further proceedings on 06.11.2024.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No.794/24 & 795/24

19.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Krish Kalra, Ld counsel for the appellant joined through VC.

Issue notice of interim application(s) as well as appeal to the respondent through concerned Chief Law officer.

The Executive Engineer (B) is directed to ensure the presence of the concerned AE(B), who shall appear in person along with the record of the proceedings, status report and reply on next date of hearing.

Ld. counsel for appellant informs that other connected appeal is already listed on 07.10.2024.

Accordingly, put up for further proceedings on 07.10.2024.

The Registrar, ATMCD is also directed to send a copy of this order along with notice.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No.797/24

19.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. A.K.Suri, Ld counsel for the appellant.

Issue notice of interim application(s) as well as appeal to the respondent through concerned Chief Law officer.

The Executive Engineer (B) is directed to ensure the presence of the concerned AE(B), who shall appear in person along with the record of the proceedings, status report and reply on next date of hearing.

Put up for further proceedings on 27.09.2024.

The Registrar, ATMCD is also directed to send a copy of this order along with notice.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No.798/24

19.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. A.K.Suri, Ld counsel for the appellant.

Issue notice of interim application(s) as well as appeal to the respondent through concerned Chief Law officer.

The Executive Engineer (B) is directed to ensure the presence of the concerned AE(B), who shall appear in person along with the record of the proceedings, status report and reply on next date of hearing.

Put up for further proceedings on 27.09.2024.

The Registrar, ATMCD is also directed to send a copy of this order along with notice.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No.803/24

19.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. K.P.Singh, Ld counsel for the appellant.

Issue notice of interim application(s) as well as appeal to the respondent through concerned Chief Law officer.

The Executive Engineer (B) is directed to ensure the presence of the concerned AE(B), who shall appear in person along with the record of the proceedings, status report and reply on next date of hearing.

Put up for further proceedings on 26.09.24.

The Registrar, ATMCD is also directed to send a copy of this order along with notice.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No.804/24

19.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. A.K.Suri, Ld counsel for the appellant.

Issue notice of interim application(s) as well as appeal to the respondent through concerned Chief Law officer.

The Executive Engineer (B) is directed to ensure the presence of the concerned AE(B), who shall appear in person along with the record of the proceedings, status report and reply on next date of hearing.

Ld.counsel for appellant submits that vacation notice has been issued in this case and requests for short adjournment.

Put up for further proceedings on 23.09.2024.

The Registrar, ATMCD is also directed to send a copy of this order along with notice.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No.810/24, 811/24 & 812/24

19.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Dinesh Kumar, Ld counsel for the appellant.

Issue notice of interim application(s) as well as appeal to the respondent through concerned Chief Law officer.

The Executive Engineer (B) is directed to ensure the presence of the concerned AE(B), who shall appear in person along with the record of the proceedings, status report and reply on next date of hearing.

Put up for further proceedings on 23.09.2024.

The Registrar, ATMCD is also directed to send a copy of this order along with notice.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No.813/24

19.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Pradeep Shukla, Ld counsel for the appellant.

Issue notice of interim application(s) as well as appeal to the respondent through concerned Chief Law officer.

The Executive Engineer (B) is directed to ensure the presence of the concerned AE(B), who shall appear in person along with the record of the proceedings, status report and reply on next date of hearing.

Put up for further proceedings on 24.09.2024.

The Registrar, ATMCD is also directed to send a copy of this order along with notice.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 569/24

19.09.2024

Present : Sh. Rohit Jain, Ld counsel for the appellant joined through VC.
Sh. Ashutosh Gupta, Ld counsel for the respondent along with Shri B.Sriniwas, AE(B), Shahdara (North) Zone.

Status report is filed on behalf of respondent. Copy placed on record.

Ld. counsel for appellant seeks some time to inspect the record before addressing the arguments.

Put up for arguments on interim application as well as appeal on 16.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 467/24

19.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Sanjay Kumar, Ld counsel for the appellant.

Issue notice of interim application(s) as well as appeal to the respondent through concerned Chief Law officer.

The Executive Engineer (B) is directed to ensure the presence of the concerned AE(B), who shall appear in person along with the record of the proceedings, status report and reply on next date of hearing.

Put up for further proceedings on 01.10.2024.

The Registrar, ATMCD is also directed to send a copy of this order along with notice.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 760/24

19.09.2024

Present : Sh. Noor Alam Edrishi , Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

The record has been produced. It be deposited with Registry and tagged with the file.

An application under Section 151 CPC is moved by the appellant to place on record additional documents. Ld. counsel for respondent submits that without prejudice to their rights and submissions in this matter they have no objection if the present application is allowed.

Accordingly, the application under Section 151 CPC is allowed. Documents are taken on record.

Part arguments heard.

Ld. counsel for respondent submits that he needs assistance of concerned AE(B) who booked the property to clarify the status of observation "old and occupied" mentioned in the demolition order.

Ld. counsel for respondent points out that the present appeal is filed in respect of whole of the property but it is apparent from the record that whole of property is not owned by appellant. He submits that locus standi of the appellant needs to be looked into. Ld. counsel for appellant seeks some time to take instruction from appellant in this regard and clarify the same on the next date of hearing.

-2-

Appellant is directed to place on record site plan in respect of portions of the property for which he is litigating in this appeal.

AE(B) is directed to remain present in person in the court on the next date of hearing.

Appellant is also directed to remain present in person on the next date of hearing.

Put up for arguments on interim application as well as appeal on 23.09.2024.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 439/24

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. V.K.Aggarwal, Ld counsel for the respondent.

Reply to the application for condonation of delay is filed by the respondent. Copy supplied.

Ld. counsel for respondent seeks some time to file status report and record.

Put up for arguments on interim application on 08.11.2024.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024 rk

A.No. 324/24 & 189/24

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. V.K.Aggarwal, Ld counsel for the respondent.

Ld. counsel for respondent seeks some time to file reply to the application for condonation of delay. Advance copy be supplied to the opposite party on or before the next date of hearing.

Put up for arguments on the application under Section 5 of Limitation Act on 08.11.2024.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024 rk

A.No. 142/14 & 143/14

19.09.2024

Present : Ms.Shivangi Sinha , Ld counsel for the appellant
joined through VC.

Sh. Neelesh Sawheny, Ld counsel for the respondent.

The notification regarding New Delhi Municipal Council conferring the powers to the undersigned has not yet been received and same is still awaited.

Renotify for 07.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 790/13

19.09.2024

Present : Sh. Akash Bhardwaj, Ld. proxy counsel for the appellant.
Sh. Neelesh Sawhney, Ld counsel for the respondent joined through VC.

The notification regarding New Delhi Municipal Council conferring the powers to the undersigned has not yet been received and same is still awaited.

Renotify for 09.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 625/24

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. V.K.Aggarwal, Ld counsel for the respondent.

Status report is filed on behalf of respondent. Copy supplied.

Part arguments heard.

Ld. counsel for appellant seeks short adjournment to inspect the record.

Concerned AE(B) is directed to remain present in person in the court on the next date of hearing.

Put up for arguments on the point of appeal on 15.10.2024.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 103/23

19.09.2024

Present : Ms. Seema Seth, Ld. proxy counsel for the appellant.
Sh. Ajay Gaur, Ld. counsel for the respondent.
Sh

An application under Order 1 Rule 10 CPC moved by the intervener as well as application for seeking for condonation of delay is pending.

An adjournment is sought on behalf of intervener to address the arguments.

Before proceeding further to hear present application under Order 1 Rule 10 CPC, it will be prudent to adjudicate the application for seeking condonation of delay.

Accordingly, put up for arguments for seeking condonation of delay on 09.12.2024.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024 rk

A.No. 573/13

19.09.2024

Present : Sh.Sunil Kumar Singh , Ld. proxy counsel for the
appellant.
Sh. V.K.Aggarwal, Ld counsel for the respondent.
Sh. Anupam Sharma, Ld. counsel for the DDA.

Part arguments at length address by both the parties
heard.

Adjournment is sought on behalf of appellant as main
counsel Sh. Maninder Jeet Singh is not available
today.

Put up for arguments on the point of appeal on
17.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 672/22

19.09.2024

Present : Ms. Madhu Choudhary, Ld. proxy counsel for the appellant.

Sh. Mikhail Sharda, Ld. counsel for the respondent joined through VC.

Compliance report is filed in terms of order dated 04.04.2024. Copy supplied.

Adjournment is sought on behalf of appellant as main counsel Smt. Parul Aggarwal is not available due to death of acquaintance.

Put up for the purpose already fixed on 17.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 673/22

19.09.2024

Present : Ms. Madhu Choudhary, Ld. proxy counsel for the appellant.

Sh. Mikhail Sharda, Ld. counsel for the respondent joined through VC.

Put up with connected appeal on 17.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 473/19

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. Dharamvir Gupta , Ld counsel for the respondent
along with Sh. Dharendra Kumar, AE(B).

Status report is filed on behalf of respondent. Copy
supplied.

Put up for arguments on the point of appeal on
20.01.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 474/19

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. Dharamvir Gupta , Ld counsel for the respondent
along with Sh. Dharendra Kumar, AE(B).

Put up with connected appeal on 20.01.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 38/15 & 167/15

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh.Dharamvir Gupta, Ld counsel for the respondent.
None for intervener.

Status report is filed by the respondent informing that they have written letters to SDM, Civil Lines seeking clarification regarding Kh.No. 141/14-15 Milan Vihar, Pusta Burari, Delhi but the report is still awaited. The hearing in this case is getting delayed due to non-receipt of report from the SDM concerned.

The Deputy Commissioner, Civil Lines zone is requested to use his good office to seek report from in respect of aforesaid khasra number from the Revenue Department. Representative from the office of Deputy Commissioner shall remain present before the Tribunal on the next date of hearing to apprise the status.

Put up for the purpose already fixed on 20.01.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 139/23

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. Ashutosh Gupta , Ld counsel for the respondent.

Part arguments heard.

Put for arguments on the point of appeal on
20.01.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 280/24 & 281/24

19.09.2024

Present : Ms. Madhu Choudhary, Ld. proxy counsel for the appellant.

Sh. V.K.Aggarwal, Ld. proxy counsel for the respondent alongwith Shri A.K.Mandal, AE(B).

Status report is filed on behalf of respondent. copy supplied.

Reply to the application under Section 5 of the Limitation Act is also filed by the respondent. Copy supplied.

On the joint request adjournment is sought as main counsels of both the parties are not available today.

Put up for the arguments on the interim application as well as appeal on 15.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024 rk

A.No. 737/23

19.09.2024

Present : Ms. Priyanka Garg , Ld. proxy counsel for the
appellant.

Sh.V.K.Aggarwal , Ld counsel for the respondent.

Adjournment is sought on behalf of respondent to file
report in terms of previous order.

Opportunity granted.

Put up for arguments on interim application as well as
appeal on 17.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 700/17

19.09.2024

Present : Sh.Neeru Nagpal , Ld counsel for the appellant.
Sh. V.K.Aggarwal, Ld. proxy counsel for the respondent.

It is already 1:15 PM. Ld. counsel for appellant submits that due to personal exigency she is not available in post lunch session.

In the interest of justice, one more opportunity is granted to address the arguments.

Put up for arguments on the point of appeal on 16.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024 rk

A.No. 101/23

19.09.2024

Present : Sh. Rajendera Gupta, Ld counsel for the appellant.
Sh. S.Adil Hussain, Ld counsel for the respondent
joined through VC.
Sh. S.S.Arneja, Ld. counsel for the Intervener joined
through VC.

Part arguments on the application for seeking
condonation of delay heard.

Ld, counsel for appellant seeks some time to file list of
dates and events in support of application.

Put up for further arguments on aforesaid application
on 16.01.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024 rk

A.No. 454/21

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. Madan Sagar, Ld counsel for the respondent.

Status report is filed in terms of order dated 24.05.2024.

Ld. counsel for appellant objects to the said report. He submits that the report is ambiguous and does not say anything regarding report and record relied upon quasi judicial authority in its order at page 319 in para 3.

Sh. Yashwant Singh, AE(B) along with E.E.(B) are directed to remain present in person to clarify the issued.

Put up for the purpose already fixed on 21.01.2025.

Copy of order be given dasti.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 558/14

19.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. Tarun Sabbarwal, Ld counsel for the respondent.

Part arguments on the point of appeal heard.

Ld. counsel for respondent submits that he needs to
rush because bad health of his father.

Put up for arguments on interim application as well as
appeal on 16.01.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024 rk

A.No. 743/23

19.09.2024

Present : Ms. Aparna Kushwah , Ld. proxy counsel for the appellant.

Sh. Ashutosh Gupta , Ld counsel for the respondent.

An adjournment is sought on behalf of appellant as main counsel Sh. Mishal Johri is suffered a breakdown of his car and not in a position to reach the court today.

In the interest of justice, one more opportunity is granted to address the arguments.

Put up arguments on the point of appeal on 16.01.2025.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024 rk

A.No. 278/24

19.09.2024

Present : Sh.S.S.Dass & Ms. Sia Dass , Ld counsel for the
appellant.

Sh. Sandeep Kumar, Ld counsel for the respondent
joined through VC.

Put up with connected appeal on 23.10.2024.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024

A.No. 572/23

19.09.2024

Present : Sh. S.S.Dass & Ms. Sia Dass , Ld counsel for the appellant.

Sh. V.K.Aggarwal, Ld counsel for the respondent.

Site plan of the property is placed on record.

Part arguments heard.

Concerned AE(B) is not present today.

Notice be issued to Sh. Sunil Chahuhan, AE(B) to remain present in person in the court on the next date of hearing.

Put up for the purpose already fixed on 23.10.2024.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
P.O.: Appellate Tribunal, MCD
19.09.2024