

A.No. 866/2024

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Arjun Singh Bawa, 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.

Ld. counsel for the appellant submits that in appeal No.801/2024 they have impugned work stop order & show cause notice and after appreciating the record and contentions, this Tribunal directed that status quo be maintained in respect of the property in question vide order dated 18.09.2024. He submits that thereafter the demolition order dated 24.09.2024 had been passed in respect of the property in question which has been impugned by way of present appeal. He submits that they have earlier applied for sanction of the Building Plan also which has been rejected. The said rejection is challenged by a separate appeal before this Tribunal. Ld. counsel for appellant submits that earlier appeals are listed before this Tribunal on

07.10.2024 and till such time the protection be granted to them from any coercive action failing which the appeal will become infructuous.

Accordingly, in view of the aforesaid, the status quo be maintained in respect of the property in question and no coercive action be taken till next date of hearing.

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.

It is also directed that the appellant shall not carry out any further impermissible construction in the property in question without necessary approval as per law.

The matter be listed for arguments on interim application as well as on the point of appeal on **07.10.2024.**

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

Copy of the order be given dasti.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 867/2024

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Arjun Singh Bawa, 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.

Ld. counsel for the appellant submits that in appeal No.801/2024 they have impugned work stop order & show cause notice and after appreciating the record and contentions, this Tribunal directed that status quo be maintained in respect of the property in question vide order dated 18.09.2024. He submits that thereafter the demolition order dated 24.09.2024 had been passed in respect of the property in question which has been impugned by way of present appeal. He submits that they have earlier applied for sanction of the Building Plan also which has been rejected. The said rejection is challenged by a separate appeal before this Tribunal. Ld. counsel for appellant submits that earlier appeals are listed before this Tribunal on

07.10.2024 and till such time the protection be granted to them from any coercive action failing which the appeal will become infructuous.

Accordingly, in view of the aforesaid, the status quo be maintained in respect of the property in question and no coercive action be taken till next date of hearing.

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.

It is also directed that the appellant shall not carry out any further impermissible construction in the property in question without necessary approval as per law.

The matter be listed for arguments on interim application as well as on the point of appeal on **07.10.2024.**

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

Copy of the order be given dasti.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 838/24

30.09.2024

Fresh appeal filed. Be checked and registered.

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

Ld. counsel for appellant submits that they have impugned the demolition in respect of red portion shown in the site plan of the property placed at page No.129 to 131 of the file. He submits that the appellant is seeking relief in respect of property in shown in red portion of the said site plan only.

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 07.10.2024.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 818/24

30.09.2024

Present : Sh. Vikas Khatri, Sh. Suneet Aggarwal and Ms. Iqha Naaz, Ld counsels for the appellant.  
Sh. H. R. Aggarwal, Ld counsel for the respondent.

An adjournment is sought on behalf of the respondent to place on record the Status Report as well as record of the respondent.

Opportunity granted.

Put up for arguments on interim application as well as on the point of appeal on **04.11.2024**.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 531/24

30.09.2024

Present : Sh. M. N. Khan, Ld. Proxy counsel for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Status report is filed by the respondent. Ld. counsel for respondent points out that directions passed by the Hon'ble High Court of Delhi in Writ Petition (C) 9133 /2023. The extract of the order is as under:-

“2. Ld. counsel for MCD states that the owners/occupiers of property Nos.4500 and 4501, Lambi Gali, Gali Shatara Ajmeri Gate, Delhi, are filing proceedings in different forums in a bid to stall the directions given by this Court in the judgment dated 24<sup>th</sup> May, 2024 in W.P.(C) 9133/2023

3. Keeping in view of the aforesaid apprehension, this Court directs that any proceedings with regard to the aforesaid two properties shall be filed before this Court only by way of application in W. P. (C) 9133/2023.”

A Passover is sought on behalf of Mr. Khan, Ld. proxy Counsel as the main counsel Mr. M. S. Khan is not available.

Accordingly, at joint request, put up at 2:00 p.m.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

2.15 p.m.

Present: Sh. M.S. Khan, Ld. counsel for appellant joined through VC alongwith Sh. M.N. Khan, Ld. counsel for appellant present in the court.

Sh. Avishek Kumar, Ld. counsel for respondent.

In view of the directions passed by the Hon'ble High Court in W.P.(C) 9133/2023 dated 13.08.2024 appellant wish to withdraw the present appeal.

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

In view of the facts and circumstances, the appeal filed by the appellant is dismissed as withdrawn.

Appeal file be consigned to record room.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024



A.No. 530/24

30.09.2024

Present : Sh. M. N. Khan, Ld. Proxy counsel for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Status report is filed by the respondent. Ld. counsel for respondent points out that directions passed by the Hon'ble High Court of Delhi in Writ Petition (C) 9133 /2023. The extract of the order is as under:-

“2. Ld. counsel for MCD states that the owners/occupiers of property Nos.4500 and 4501, Lambi Gali, Gali Shatara Ajmeri Gate, Delhi, are filing proceedings in different forums in a bid to stall the directions given by this Court in the judgment dated 24<sup>th</sup> May, 2024 in W.P.(C) 9133/2023

3. Keeping in view of the aforesaid apprehension, this Court directs that any proceedings with regard to the aforesaid two properties shall be filed before this Court only by way of application in W. P. (C) 9133/2023.”

A Passover is sought on behalf of Mr. Khan, Ld. proxy Counsel as the main counsel Mr. M. S. Khan is not available.

Accordingly, at joint request, put up at 2:00 p.m.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

2.15 p.m.

Present: Sh. M.S. Khan, Ld. counsel for appellant joined through VC alongwith Sh. M.N. Khan, Ld. counsel for appellant present in the court.

Sh. Avishek Kumar, Ld. counsel for respondent.

In view of the directions passed by the Hon'ble High Court in W.P.(C) 9133/2023 dated 13.08.2024 appellant wish to withdraw the present appeal.

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

In view of the facts and circumstances, the appeal filed by the appellant is dismissed as withdrawn.

Appeal file be consigned to record room.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 515/24

30.09.2024

Present : Sh. M. N. Khan, Ld. Proxy counsel for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Status report is filed by the respondent. Ld. counsel for respondent points out that directions passed by the Hon'ble High Court of Delhi in Writ Petition (C) 9133 /2023. The extract of the order is as under:-

“2. Ld. counsel for MCD states that the owners/occupiers of property Nos.4500 and 4501, Lambi Gali, Gali Shatara Ajmeri Gate, Delhi, are filing proceedings in different forums in a bid to stall the directions given by this Court in the judgment dated 24<sup>th</sup> May, 2024 in W.P.(C) 9133/2023

3. Keeping in view of the aforesaid apprehension, this Court directs that any proceedings with regard to the aforesaid two properties shall be filed before this Court only by way of application in W. P. (C) 9133/2023.”

A Passover is sought on behalf of Mr. Khan, Ld. proxy Counsel as the main counsel Mr. M. S. Khan is not available.

Accordingly, at joint request, put up at 2:00 p.m.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

2.15 p.m.

Present: Sh. M.S. Khan, Ld. counsel for appellant joined through VC alongwith Sh. M.N. Khan, Ld. counsel for appellant present in the court.

Sh. Avishek Kumar, Ld. counsel for respondent.

In view of the directions passed by the Hon'ble High Court in W.P.(C) 9133/2023 dated 13.08.2024 appellant wish to withdraw the present appeal.

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

In view of the facts and circumstances, the appeal filed by the appellant is dismissed as withdrawn.

Appeal file be consigned to record room.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 515/24,

30.09.2024

Statement of Sh. M.N. Khan, Ld. counsel for appellant  
At Bar

I am the counsel for appellant in the present appeal. I have instructions to withdraw the present appeal in view of the directions passed by the Hon'ble High Court in W.P.(C) 9133/2023 dated 13.08.2024. The present appeal may be dismissed as withdrawn.

RO&AC

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 530/24

30.09.2024

Statement of Sh. M.N. Khan, Ld. counsel for appellant  
At Bar

I am the counsel for appellant in the present appeal. I have instructions to withdraw the present appeal in view of the directions passed by the Hon'ble High Court in W.P.(C) 9133/2023 dated 13.08.2024. The present appeal may be dismissed as withdrawn.

RO&AC

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 531/24

30.09.2024

Statement of Sh. M.N. Khan, Ld. counsel for appellant  
At Bar

I am the counsel for appellant in the present appeal. I have instructions to withdraw the present appeal in view of the directions passed by the Hon'ble High Court in W.P.(C) 9133/2023 dated 13.08.2024. The present appeal may be dismissed as withdrawn.

RO&AC

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 482/24

30.09.2024

Present : Sh. C.M. Grover, Ld counsel for the appellant joined through VC.  
Sh. H.R. Aggarwal, Ld counsel for the respondent.  
Alongwith Sh. Rohit Goel, AE(B).

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

Status report is filed by the respondent, copy be supplied.

Arguments on interim application as well as appeal heard.

Put up for orders on 01.10.2024.

Status quo in respect of property in question be maintained till next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024



A.No. 567/24

30.09.2024

Present : Sh. Manish Kumar, Ld counsel for the appellant.  
Sh. H. R. Aggarwal, Ld counsel for the respondent  
along with Sh. Arun Bholra, JE (B).

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

Status report is filed.

Some clarifications are required from Mr. Ashok  
Kakkarwal, AE (Building) in respect of the property in  
question. He is directed to remain present in person  
before this Tribunal on the next date of hearing.

Put up for further arguments on **08.10.2024**.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 362/24

30.09.2024

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

An adjournment is sought on behalf of the respondent  
to file their report in the present matter.

Put up for further proceeding on **31.01.2025**.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 744/24 & 745/24

30.09.2024

Present : Sh. Shiv Charan Garg, Ld counsel for the appellant  
joined through VC.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Copy of the order of Hon'ble High Court dated 26.09.2024 in W.P.(C) 2969/2022 is placed on record. The relevant extract of the order is reproduced below:-

"5. Mr. Kapil Dutta, Learned counsel for MCD, states that the property in question has already been sealed today. However, having regarding to the facts that demolition will be irreversible, the parties are directed to maintain status-quo, i.e. the property will remain sealed but the demolition order will not be enforced, for a period of one week from today. ATMCD is requested to take up the applications for stay and pass necessary orders in the meanwhile. This order is passed in the peculiar circumstances that the learned Presiding Officer of the ATMCD is not available today, and is subject to orders of the ATMCD on the stay applications.

6. In the even no stay is granted in favour of respondent No.5 when the applications are taken up for hearing, MCD is directed to fix a date for further demolition action, in lieu of today's scheduled action, as expeditiously as possible and the concerned Station House Officer is directed to provide necessary police assistance on the date so fixed."

Ld. counsel for respondent seeks some to file status report and produce the record and take instructions from the department in the present matter.

Ld. counsel for appellant submits that they have impugned the demolition as well as sealing order in the present matter. Ld. counsel for appellant submits that in the present case the property in question has been sealed and the business of appellant is getting jeopardized and request that the hearing in the matter be preponed and the interim application be decided expeditiously.

Ld. counsel for respondent does not oppose the request. Ld. counsel for respondent also assures that in compliance of the directions passed by the Hon'ble High Court, the respondent MCD will not carry out any demolition action in respect of the property in question till next date of hearing.

Accordingly at joint request of the parties, matter be re-list for arguments on application seeking condonation of delay, interim application seeking stay and appeal on 29.10.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024 J

A.No. 590/22, 591/22 & 592/22

30.09.2024

Present : Sh. G.D. Mishra, Ld counsel for the appellant.  
Ms. Renu Soni, Nodal Officer on behalf of the  
respondent.

Ld. counsel for respondent is not available.

At joint request, put up for purpose already fixed on  
31.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 169/19, 170/19, 171/19, 172/19, 173/19 & 174/19

30.09.2024

Present : Sh. Ravi Kapoor, Ld counsel for the appellant.  
Ms. Parul Agarwal, Ld. counsel for appellant in appeal No.174/19.  
Sh. Ashutosh Gupta, Ld counsel for the respondent in appeal No. 170/19.  
Sh. V.K. Aggarwal, Ld counsel for the respondent in appeal No. 169/19 and 174./19.  
Sh. Nahar Singh Yadav, Ld counsel for the respondent joined through VC in appeal No. 171/19.  
Ms. Kanta Chaudhary, Ld counsel for the respondent in appeal No. 171/19.  
Ms. Renu Soni, Nodal Officer on behalf of the respondent in appeal No.173/19.  
None for intervener.

At joint request, put up for purpose already fixed on 30.01.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 330/24

30.09.2024

Present : Ms. Prachi, Ld counsel for the appellant.  
Sh. Ravi Ranjan, Ld counsel for the respondent joined  
through VC.  
Sh. Ravi Bassi, Ld. counsel for intervener.

At joint request, put up for purposed already fixed on  
13.12.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 430/18

30.09.2024

Present : Sh. Shiva Handa, Ld counsel for the appellant joined through VC.  
Sh. Ravi Ranjan, Ld counsel for the respondent, joined through VC.  
None for DDA.

At joint request, put up for purpose fixed on 29.01.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

At 3:40 P.M.

Present: Mr. Anupam Sharma, Ld. counsel for the respondent DDA is present.

Ld. counsel has placed on record Status Report.

The same is taken on record.

Put up for consideration on the date fixed i.e.

29.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024



A.No. 519/23

30.09.2024

Present : Sh. Pulkit Arora, Ld counsel for the appellant.  
Sh. Ankur Sharma, Ld counsel for the respondent.

Ld. counsel submits that in compliance of the directions passed vide order dated 21.03.2024, status report has already been filed on record.

An application is moved on behalf of Dy. Commissioner, South Zone, MCD seeking exemption from personal appearance is moved.

Heard. For the reasons stated in the application, the same is allowed for today only with direction to the Deputy Commissioner, South Zone, MCD to appear in person or through VC on the next of hearing.

The matter is listed for arguments on the application under Order I Rule 10 CPC.

An adjournment is sought on behalf of the appellant as the main counsel Mr. Samman Vardhan Gautam is not available today being busy before the Hon'ble High Court of Delhi.

Ld. counsel for the respondent points out that the present appeal impugning the demolition order passed in respect of the 4<sup>th</sup> floor of the property in question. He submits that the demolition order which was passed in respect of the floor below 4<sup>th</sup> floor was set aside and remanded back for fresh adjudication.

Pursuant to that fresh demolition has been passed in respect of whole property including the 4<sup>th</sup> floor.

Ld. counsel submits that in view of the fresh demolition, the present appeal has become infructuous as the appellant has already filed another appeal impugning the fresh demolition order dated 14.05.2024 which is registered vide Appeal No. 360/2024.

An adjournment is sought on behalf of the appellant to clarify the issue.

Put up for further proceedings on **12.11.2024**.

Interim order to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 360/24

30.09.2024

Present : Sh. Pulkit Arora, Ld. Proxy counsel for the appellant.  
Sh. Ashutosh Gupta , Ld counsel for the respondent.

An application under Order 1 Rule 10 CPC is filed by the intervener Vinod Kumar. Copy of the application be supplied to the appellant.

Put up for reply and arguments on the aforesaid application as well as on appeal on **12.11.2024**.

Interim order to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 517/23

30.09.2024

Present : Sh. Pulkit Arora, Ld counsel for the appellant.  
Sh. Ankur Sharma, Ld counsel for the respondent.

An adjournment is sought on behalf of the appellant as the main counsel Mr. Samman Vardhan Gautam is not available today being busy before the Hon'ble High Court of Delhi.

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

Put up for arguments seeking condonation of delay on **12.11.2024.**

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 518/23

30.09.2024

Present : Sh. Pulkit Arora, Ld counsel for the appellant.  
Sh. Ankur Sharma, Ld. Proxy counsel for Ms. Jasleen Kaur, Ld. counsel for the respondent.

An adjournment is sought on behalf of the appellant as the main counsel Mr. Samman Vardhan Gautam is not available today being busy before the Hon'ble High Court of Delhi.

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

Put up for arguments seeking condonation of delay on **12.11.2024.**

Interim order to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 113/24, 114/24, 115/24, 116/24 & 117/24

30.09.2024

Present : Sh. Rishab Gupta, Ld counsel for the appellant joined through VC.  
Sh. Kunal Malik proxy counsel for the respondent.

At joint request, put up for purpose already fixed on 03.02.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 865/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Sahil Gupta, 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.

It is informed that connected appeals are already listed for 07.10.2024.

Put up for arguments on interim application(s) as well as appeal 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  
30.09.2024

A.No. 868/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Sahil Gupta, 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.

It is informed that connected appeals are already listed for 07.10.2024.

Put up for arguments on interim application as well as appeal 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  
30.09.2024



A.No. 847/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Tarun Singhla, 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 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  
30.09.2024

A.No. 839/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Hitesh Pandey & Sh. C.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 14.10.2024.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 852/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Vinod Pant, Ld counsel for the appellant.

Part arguments heard.

Ld. counsel for appellant seeks some time to place on record the site plan of the property in question which was registered along with title documents filed on record.

Opportunity granted.

Put up for consideration on 08.10.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 851/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Junaid Khan, 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 14.10.2024.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 848/24 & 849/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Ms. Parul Agarwal, 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 14.10.2024.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 855/24, 856/24. 857/24 & 858/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Vikas Yadav & Harsh Yadav, 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 21.10.2024.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 859/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Dalip Rastogi, 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 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  
30.09.2024

A.No. 860/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Anil Dwedei, 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 08.10.2024.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024



A.No. 862/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Yoginder Singh Choudhary, 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 23.10.2024.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 863/24 & 864/24

30.09.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Abhishek Kumar, 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.

Put up for further proceedings on 23.10.2024.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 523/24

30.09.2024

File is taken up today on an application under Section 151 for seeking early hearing in the matter.

Present : Ms. Seema Sharma & Ms Rekha, Ld counsel for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

An application seeking interim relief is also filed. Copy supplied.

Ld. counsel for appellant submits that the Hon'ble High Court of Delhi in WP (C) 13456/2024 vide order dated 24.09.2024 has restrained MCD for a period of seven days to enable the appellant to take appropriate steps before the Tribunal.

Ld. counsel for respondent, MCD accepts the notice. Ld. counsel for respondent assures that MCD shall not initiate any coercive action against the property in question till the next date of hearing.

Accordingly, put up for arguments on interim application(s) as well on the point of appeal along with connected appeal on 07.10.2024.

Copy of order be given dasti.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024 rk

A.No. 831/24

30.09.2024

Present : Sh. G.D.Mishra, 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 22.10.2024.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 814/24

30.09.2024

Present : Sh. R.N.Mishra, Ld counsel for the appellant.  
Sh. V.K.Aggarwal, Ld counsel for the respondent.  
Fresh Vakalatnama is filed by Ld. counsel for respondent. It be taken on record.

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

Put up for arguments on the application under Section 5 of Limitation Act, interim application as well as on the point of appeal on 31.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 107/20 & 602/19

30.09.2024

Present : Sh. J.C.Mahendroo, Ld counsel for the appellant joined through VC and Sh. Gajender Nath, Advocate present in the court.  
Sh. Dharamvir Gupta, Ld counsel for the respondent in appeal no.602/19.  
Sh. Ajay Gaur, Ld. counsel for respondent in appeal no.107/20.

List of documents is place on record on behalf of appellant. Copy supplied.

Put up for arguments on interim application as well as on the point of appeal on 06.11.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 791/24

30.09.2024

Present : Sh. R.N.Mishra, Ld counsel for the appellant.  
Ms. Mehak Arora, Ld counsel for the respondent.  
Fresh Vakalatnama is filed by Ld. counsel for respondent. It be taken on record.

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

Put up for arguments on the application under Section 5 of Limitation Act, interim application as well as on the point of appeal on 31.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 611/24

30.09.2024

Present : Sh. Abhishek Sharma & Sh. Arun Shukla, Ld counsel  
for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Status report is filed by respondent on record. Copy  
supplied.

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

The present appeal is stated to be filed by the  
occupiers of the property in question. However, the  
owner of property in question is not impleaded as a  
party in this case.

Ld. counsel for appellant seeks some time to address  
arguments on the point of maintainability of the appeal  
in the present form.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024 rk



A.No. 468/24, & 328/24

30.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.  
Sh. Sanjeet Kumar, Ld. proxy counsel for Sh. Pritiesh  
Sabbharwal, Ld. Counsel for the respondent.

Status report is filed by the respondent. Copy  
supplied.

Ld. counsel for appellant submits that they are in  
process of creating frame for installation of lift as per  
the Building Bye Laws and requests that matter be  
adjourned to enable appellant to make said  
compliance and will submit affidavit before the  
Tribunal.

Accordingly, the matter be put up for further  
proceedings on 18.12.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024 rk

A.No. 556/24

30.09.2024

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

Status report is filed by the respondent. Copy supplied.

Ld. counsel for appellant submits that they are in process of creating frame for installation of lift as per the Building Bye Laws and requests that matter be adjourned to enable appellant to make said compliance and submit affidavit before the Tribunal.

Accordingly, the matter be put up for further proceedings on 18.12.2024.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 560/24

30.09.2024

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

Status report is filed by the respondent. Copy supplied.

Part arguments address by Ld. counsel for appellant.  
Ld. counsel for respondent seeks a short adjournment to address the arguments and submit record.

Opportunity granted.

Put up for further arguments on interim application as well as appeal on 25.10.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 385/20

30.09.2024

Present : Sh. Dalip Rastogi , Ld counsel for the appellant.  
Sh. Mohit Sharma, Ld counsel for the respondent.

Part arguments heard.

Put up for further arguments on the point of appeal  
with connected appeal on 25.10.2024.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 693/24

30.09.2024

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

Part arguments heard.

Put up for further arguments on interim application(s)  
as well as on the point of appeal on 25.10.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 842/23

30.09.2024

Present : Sh. V.K.Mantoo, Ld counsel for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Ld. counsel for respondent seeks some time to take instruction regarding service of the show cause notice.  
Opportunity granted.

Put up for arguments on the application for condonation of delay as well as on the point of appeal on 31.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 684/24

30.09.2024

Present : Sh. V.K.Mantoo, Ld counsel for the appellant.  
Ms. Monika, Proxy counsel for Sh. Chetan Hasija, Ld  
counsel for the respondent.

Proxy counsel submits that main counsel for  
respondent, MCD Sh. Chetan Hasija is not available  
today due to medical issues and seeks a short  
adjournment.

Put up for arguments on interim application and on the  
point of appeal on 13.11.2024.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 753/24

30.09.2024

Present : Sh. R.N.Mishra, Ld counsel for the appellant.  
Ms. Renu Soni, Nodal Officer on behalf of the  
respondent / MCD.

Ms. Renu, Nodal officer submits that they will file  
status report during the course of the day and supply  
the advance copy of report to opposite party.

Put up for arguments on the application under Section  
5 of Limitation Act, interim application as well as on  
the point of appeal on 31.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024



A.No. 117/17 & 929/16

30.09.2024

Present : Ms. Kajal Chandra , Ld counsel for the appellant  
joined through VC.  
Ms. Manjusha Jha, Ld counsel for the respondent  
joined through VC.

Part arguments heard.

It is already 1:25 PM. Ld. counsel for appellant  
submits that she is not available in post lunch session  
and seeks short adjournment.

Accordingly, put up for the purpose already fixed on  
31.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 115/20

30.09.2024

Present : Sh. Neeraj Kumar Shah, Ld counsel for the appellant.  
Sh. H.R.Aggarwal, Ld counsel for the respondent  
along with the then Sh. Bir Pal Singh, AE(B) & Sh.  
Kapil Kumar, JE(B).

An application for exemption from personal appearance of Deputy Commissioner, Civil Lines Zone is filed. Exemption is granted.

Concerned Deputy Commissioner is directed to appear in person through video conferencing on the next date of hearing.

Part arguments on the point of appeal heard.

In the appeal Ld. counsel for appellant has taken plea showing that property is old and protected.

No photographs of property have been placed on file by the then AE(B) & JE(B) while booking the property in question. The then AE(B) & JE(B) are directed to file a detailed report apprising about the circumstances and the evidences which they gathered at the time of booking of property. The report be forwarded through the Deputy Commissioner concerned.

Put up for further arguments on the point of appeal on 08.11.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024 rk

A.No. 146/24

30.09.2024

Present : Sh. Ram Kuber Singh, Proxy counsel for the appellant.  
Sh. Sandeep Kumar, Ld counsel for the respondent joined through VC.

Adjournment is sought on behalf of appellant as main counsel Sh. Pujay Kumar Singh, is not available today.

Put up for the purpose already fixed on 14.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 87/24(M)

30.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.  
Sh. Mohit Sharma, Ld counsel for the respondent.

Adjournment is sought on behalf of the respondent to file reply to the application for restoration of appeal.

Advance copy be supplied to opposite party on or before the next date of hearing.

Opportunity granted.

Reply be filed on or before the next date of hearing.

Put up for arguments on interim application as well as on the point of appeal on 14.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 279/20, 280/20 & 281/20

30.09.2024

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

Part arguments heard.

Both Ld. counsels seeks some time to file written submissions.

Opportunity granted.

Put up for further arguments on the point of appeal on 14.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 605/14

30.09.2024

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.  
Sh. Dharamvir Gupta, Ld counsel for the respondent.  
Sh. Rajesh Sharma, Ld. counsel for the intervener.

Part arguments heard.

Adjournment is sought on behalf of Ld. counsel for respondent due to some personal exigency.

Put up for the purpose already fixed on 13.01.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 173/22 & 745/17

30.09.2024

Present : Sh. Rajesh Sharma, Ld counsel for the appellant.  
Sh. K.K.Arora, Ld counsel for the respondent in  
appeal no.745/17.  
Sh. V.K.Aggarwal, Ld. counsel for the respondent in  
appeal no.173/22/  
None for intervener.

Part arguments heard.

Put up for the purpose already fixed on 13.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 175/24

30.09.2024

Present : Ms. Savita Rastogi , Ld counsel for the appellant.  
Sh. Sanjeet Kumar, Ld. proxy counsel for Sh. Pritiesh  
Sabbharwal, Ld. Counsel for the respondent.  
Sh. Satish Chaudhary, Ld. counsel for respondent  
no.2 & 3.

An affidavit is filed on behalf of appellant in  
compliance of order dated 09.05.2024.

An application is moved along with additional  
documents and list of documents by the appellant.  
Copy supplied.

Put up for filing reply and arguments on the aforesaid  
application seeking permission to place on record  
additional documents as well as on application for  
condonation of delay on 26.11.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024 rk



A.No. 352/22

30.09.2024

Present : Sh. S.D.Ansari, Ld counsel for the appellant.  
Sh. V.K.Aggarwal, Ld counsel for the respondent.

Vide separate order of even date the appeal is allowed.

The matter is remanded back to the Quasi-Judicial Authority for deciding the same afresh.

Record of the respondent, if any, returned along with copy of this order and appeal, file be consigned to record room.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024

A.No. 372/16

30.09.2024

Present : Sh. Bhagat Singh, Ld counsel for the LR /appellant.  
Sh. Dharamvir Gupta, Ld counsel for the respondent.

Part arguments heard.

Adjournment is sought on behalf of respondent due to personal exigency.

Put up for the purpose already fixed on 31.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
30.09.2024