

A.No. 1017/24

20.11.2024

Present : Sh. Amitesh, Ld counsel for the appellant.  
Sh. Nitin Goel, Ld counsel for the respondent No.2  
joined through VC.

Part arguments on the point of jurisdiction of this  
Tribunal heard.

Ld. counsel for appellant seeks a short adjournment to  
cite certain case laws in support of his arguments.  
Opportunity granted.

Put up for consideration on 18.12.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 937/24

20.11.2024

Present : Sh. Vineet Jain, Ld counsel for the appellant.  
Sh. Shaurya Gupta, Ld counsel for the respondent  
alongwith Sh. Madan Kumar, AE(B). Fresh  
Vakalatnama filed, same is taken on record.

Status report is filed by the department, copy supplied.  
The record has been produced. It be deposited with  
Registry and tagged with the file.

Ld. counsel for the respondent MCD takes an  
objection in respect of limitation in the present matter.

Ld. counsel for appellant seeks short adjournment to  
take further instructions from the appellant.

Part arguments on interim application seeking stay  
heard.

Ld. counsel for respondent seeks some more time to  
seek further instructions from the department before  
addressing further arguments in the matter.  
Opportunity granted.

As the interim application is part heard, status quo be  
maintained in respect of the property in question 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 construction in the property in question  
without necessary approval as per law.

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Put up for arguments on appeal on 27.01.2025.

Copy of the order be given dasti.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 921/24

20.11.2024

Present : Sh. Ayush Gupta, Ld counsel for the appellant joined through VC.

Sh. Ashutosh Gupta, Ld counsel for the respondent alongwith Sh. P.K. Jindal, AE(B).

Status report is filed by the department, copy placed on record.

Ld. counsel for the appellant seeks an adjournment to address further arguments in the matter.

Re-list for further arguments on interim application and appeal on 05.02.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 927/24

20.11.2024

Present : Sh. Kunal Malik and Sh. Nirmal Kishore, Ld counsels for the appellant.

Sh. V.K. Aggarwal, Ld counsel for the respondent No.1. Fresh Vakalatnama filed, same is taken on record.

Sh. Pardeep Kumar, Ld. counsel for other respondents joined through VC.

Status report is filed by the department, copy supplied.

Ld. counsel for respondent submits that they will submit the record before the Tribunal during the course of the day.

Ld. counsel for the appellant seeks an adjournment to inspect the record before addressing further arguments in the matter.

Put up for arguments on interim application and appeal on 06.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 J

A.No. 749/24

20.11.2024

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

File taken up today on an application seeking withdrawal of the present appeal.

Ld. counsel for appellant submits that he has instructions to withdraw the present appeal.

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

In view of the facts and circumstances, the appeal filed by the appellant is dismissed as withdrawn. Application seeking withdrawal of appeal also disposed off.

Inspection of the property scheduled on 21.11.2024 and next date of hearing i.e. 03.12.2024 stand cancelled.

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

Copy of the order be given dasti.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 749/24

20.11.2024

Statement of Gaurav Gupta, Ld. counsel for appellant.  
At Bar

I am the counsel for appellant in the present appeal. I have instructions to withdraw the present appeal, the same may be dismissed as withdrawn.

RO&AC

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 800/24

20.11.2024

Statement of Arjun Singh Bawa, Ld. counsel for  
appellant.

At Bar

I am the counsel for appellant in the present appeal. I  
have instructions to withdraw the present appeal, the  
same may be dismissed as withdrawn.

RO&AC

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024



A.No. 801/24

20.11.2024

Statement of Arjun Singh Bawa, Ld. counsel for  
appellant.

At Bar

I am the counsel for appellant in the present appeal. I  
have instructions to withdraw the present appeal, the  
same may be dismissed as withdrawn.

RO&AC

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 800/24

20.11.2024

Present : Sh. Arjun Singh Bawa with Sh. Sahil Gupta and Sh. Siddhartha, Ld counsels for the appellant.

Sh. Ashutosh Gupta, Ld counsel for the respondent.

Ld. counsel for appellant submits that he has instructions to withdraw the present appeal.

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

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

Next date of hearing i.e. 11.12.2024 stands cancelled.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 801/24

20.11.2024

Present : Sh. Arjun Singh Bawa with Sh. Sahil Gupta and Sh. Siddhartha, Ld counsels for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Ld. counsel for appellant submits that he has instructions to withdraw the present appeal.

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

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

Next date of hearing i.e. 11.12.2024 stands cancelled.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 514/24

20.11.2024

Present :

Sh. Dhruv Goyal, Ld counsel for the appellant.

Sh. Atul Tanwar, Ld counsel for the respondent  
alongwith Sh. Ram Niwas, LDC, Rohini Zone.

Status report is filed by the department, copy supplied.  
The record has been produced. It be deposited with  
Registry and tagged with the file.

Ld. counsel for the appellant submits that they are  
ready to deposit the misuse charges and use the  
property in question for the purposes as prescribed  
under MPD-2021.

Ld. counsel for the respondent submits that they need  
permission to temporarily deseal the property for  
taking measurement and calculation of misuse  
charges.

Accordingly at joint request of the parties the  
inspection of the property is schedule at 22.11.2024 at  
12.00 p.m. for the purposes of taking measurement of  
the property to calculate misuse charges. After the  
inspection, the property be resealed again. Appellant  
is directed to remain present at site during the  
inspection and cooperate with the MCD officials.

Put up for further proceedings on 16.12.2024.

Copy of the order be given dasti.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 340/24

20.11.2024

Present : Sh. Prawir Chandra, Ld counsel for the appellant  
alongwith appellant in person.  
Sh. Avishek Kumar, Ld counsel for the respondent.

Arguments on an application seeking condonation of delay heard from both the parties.

Ld. counsel for the appellant submits that appellant has purchased the property from the erstwhile owner Sh. Raj Kumar @ Raju Pradhan on 15.07.2023. He submits that on the date of purchase the appellant was not aware about the demolition proceedings and only on 03.04.2024 when property was demolished the appellant made an inquiry and came to know about the demolition proceedings. Ld. counsel for appellant submits that the erstwhile owner Mr. Raj Kumar @ Raju Pradhan has died and he is not in a position to place his affidavit on record.

Ld. counsel for respondent MCD opposes the application. He submits that the demolition order was passed in the year 2015 and the appeal has been filed after a huge delay.

Arguments heard. Record perused. Perusal of the impugned order shows that the same was addressed to erstwhile owner Mr. Raju Pradhan. He is stated to have been died. Appellant has purchased the property on 15.07.2023 and came to know about the demolition order when the demolition action was

carried out in the month of April 2024. The appellant is stated to be residing in the property in question.

The grounds raised in the appeal needs to be considered on merits. Appellant has been able to show sufficient cause in respect of the delay since the date of her purchase of the property. In case of opportunity of defending the appeal is not granted to the appellant, the appellant will suffer irreparable loss as the demolition order of the property has been impugned in this case.

In these circumstances, the application is allowed subject to cost of Rs.5,000/- to be deposited with the Registry of this Tribunal. Delay is condoned.

Put up for arguments on interim application and appeal on 25.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 J

A.No. 228/23

20.11.2024

Present : Sh. Shrey Chathly, Ld counsel for the appellant joined through VC,  
Sh. V.K. Aggarwal, Ld counsel for the respondent.

Ld. counsel for the appellant seeks an adjournment to file an affidavit in compliance of the previous order.

Opportunity granted.

Put up for purpose fixed on 24.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 317/21

20.11.2024

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

Part arguments heard.

Ld. counsel for the respondent seeks some time to place record of MCD before the Tribunal and also relevant list of property in Step-III under which the property in question falls.

The concerned official is also directed to remain present in person on next date of hearing.

At joint request of parties, put up for further arguments on the point of appeal on 29.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024



A.No. 76/21

20.11.2024

Present : Ms. Roma Bhagat, Ld counsel for the appellant joined through VC.

Sh. Ranjit Pandey, Ld counsel for the respondent.

Arguments could not be heard today as I have to proceed to attend a meeting to discuss Hybrid / NAS requirement and specification.

Put up for purpose already fixed on 21.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 374/11, 375/11 & 394/13

20.11.2024

Present : Sh. Ashish Kumar, Ld counsel for the appellant.  
Sh. A.L. Agnihotri, Ld counsel for the respondent in appeal No.394/13.  
Sh. Ravi Ranjan, Ld. counsel for the respondent in appeal Nos. 374/11, 375/11.  
Sh. Mahesh Chand, Planning Surveyor from Town Planning Department.

It is submitted by Ld. counsel for the appellant that initially they filed an application for rectification of the Lay Out Plan with the Town Planning Department and in the Status Report dated 11.05.2018, the Town Planning Department informed that as the area is less than one hectare, the application needs to be dealt with by the Building Department (HQs), DMC.

Thereafter, a letter dated 03.01.2024 was written by the AE (B) South Zone to the appellant informing that the application needs to be submitted to the Town Planning Department.

Ld. counsel for the appellant submits that both the departments are passing the buck on each other and there is no clarity as to which department will consider his application.

Mr. Mahesh Chand, Planning Surveyor, who is present in the court today submits that as per new Policy of MCD, the application below one hectare can

be considered by the Town Planning Department. His separate statement is recorded in the Court.

Ld. counsel for the appellant submits that they will move a fresh application before the Town Planning Department as per Rules.

Put up for further arguments on the point of appeal on 28.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 374/11, 375/11 & 394/13

20.11.2024

Statement of Sh. Mahesh Chand, Planning Surveyor,  
office of Town Planning Department, 13<sup>th</sup> Floor, Civic  
Centre, Minto Road, New Delhi-110002.

On SA

I am working as Planning Surveyor in the Office of  
Town Planning Department. The application for  
rectification of Layout Plan falls within the domain of  
Town Planning Department. Earlier the Town Planning  
Department was dealing only with the application for  
property measuring above one hectare land.

Now the application for rectification of Layout Plan for  
the property / plots having area of less than one  
hectare is also dealt with by the Town Planning  
Department vide Circular No. South DMC/ Addl.Cm.  
(Engg.)/41 dated 26.05.2020.

RO&AC

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 555/13

20.11.2024

Present : Sh. Yakesh Anand, Ld counsel for the appellant joined through VC.

Sh. Anubhav Gupta, Ld counsel for the respondent.

An application under Order XXII Rule 3 CPC is pending.

Ld. counsel for the LRs of the appellant seeks an adjournment to file an affidavit of Ms. Ritika Sawhney and Mr. Rishal Sawhney in terms of previous order.

Put up on **28.03.2025** for the purpose fixed.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 (s)

A.No. 233/18, 148/18 & 166/18

20.11.2024

Present : Sh. Rupesh Kumar proxy counsel for the appellant.  
Sh. V.K. Aggarwal, Ld counsel for the respondent.  
Sh. Ashish Kumar Bhagat, Ld. counsel for applicant.

An adjournment is sought on behalf of the appellant as main counsel Sh. S.K. Tiwari is un-available today due to some personal exigency.

Put up for purpose fixed on 25.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 518/19

20.11.2024

Present : Sh. Pradeep Sharma, Ld counsel for the plaintiff  
alongwith plaintiff in person.  
Sh. Dharamvir Gupta, Ld counsel for the respondent.  
Sh. Rajesh Kumar, Ld. counsel for R-3 to R-6.

An application under Order XXII Rule 4 CPC seeking impleadment of LRS of respondent no. 3 Late Smt. Pushpa Devi is pending. Copy of Death Certificate of Smt. Pushpa Devi is placed on record and she is stated to have been died on 08.05.2024.

Service report of all the LRs is placed on record by the appellant.

Vakalatnama is filed on behalf of LRs of respondent no.3 by Sh. Rakesh Kumar, Advocate and submits that he has 'No Objection' to the application for impleadment of LRs of deceased respondent No.3.

Accordingly, the application under Order XXII Rule 4 CPC is allowed. LRs of late Smt. Pushpa Devi is taken on record.

Amended Memo of Parties be filed.

Put up for arguments on the point of appeal on **28.03.2025.**

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 (s)

A.No. 713/24 & 471/24

20.11.2024

Present : None for the appellant.  
Ms. Renu Soni, Nodal Officer on behalf of the respondent.

The matter is listed for orders today. The appellant has disputed the property number which has been booked by the MCD. The impugned order has been passed in respect of property bearing No.286, Basti Hazrat Nizamuddin, New Delhi whereas it is case of the appellant that his property number is 286-A, Basti Hazrat Nizamuddin, New Delhi. Appellant is relying upon various documents in that regard.

Perusal of the MCD record shows that the photographs of the shops in question, which is booked by the MCD are placed on record. Clarifications are required from concerned AE(B) (the then AE(B)) in respect of number of property in question.

Accordingly, notice be issued to the then AE(B) to appear in person on next date of hearing for clarifications in this regard.

Put up for further arguments on point of clarification on 11.12.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024



A.No. 1010/24

20.11.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. Amardeep Indora , 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 arguments on interim application(s) and appeal on 17.12.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 1022/24

20.11.2024

Fresh appeal filed. Be checked and registered.

Present : Sh. B Khan & Sh. Ankur 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.

Put up for arguments on interim application(s) and appeal on 06.12.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 823/24

20.11.2024

File is taken up today on an application seeking early hearing.

Present : Sh. Rakesh Chander Aggarwal, Ld counsel for the appellant.

Ld. counsel for applicant / appellant submits that the hearing before the Civil Court is scheduled on 26.12.2024 and they apprehend that MCD will carry out coercive action prior to the said date and submits that interim application be taken up on priority.

Accordingly, notice of application be issued to MCD for 22.11.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 215/22 & 216/22

20.11.2024

File is taken up today on an application seeking early hearing.

Present : Ms. Sunanda Jain, Ld counsel for the appellant.

Ld. counsel for applicant / appellant submits that the applicant / appellant is a senior citizen and due to demolition action in her building, she is constrained to reside with her daughter and facing serious inconvenience and submits that hearing in the matter be prioritize considering the age and inconvenience of the applicant / appellant.

Accordingly, notice of application be issued to MCD for 18.12.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 929/24

20.11.2024

Present : Sh. K.N.Singh, Ld counsel for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

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

It is submitted by Ld. counsel for appellant that they have filed appeal in respect of ground floor. He submits that the second floor has been granted protection under the National Capital Territory of Delhi Laws (Special Provision) Second Amendment Act, 2011. He submits that appellant was not given any opportunity for hearing by MCD and the impugned order has been issued in violation principle of natural justice.

Ld. counsel for respondent seeks an adjournments to take instruction in respect of service of show cause notice (at page 1/C of their record).

AE(B) concerned is directed to remain present before the Tribunal 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 the next date of hearing.

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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.

Put up with connected appeal on 28.01.2025.

Copy of order be given dasti.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 928/24

20.11.2024

Present : Sh. Bir Inder Singh, Proxy counsel for the appellant  
joined through VC.  
Sh. Ashutosh Gupta, Ld counsel for the respondent  
along with Sh. Satish Gautam, AE(B).

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

Adjournment is sought on behalf of appellant as main  
counsel Sh. Sachine Bandooni is not available today  
due to personal exigency.

Put up for arguments on interim application and  
appeal on 25.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 866/24 & 867/24

20.11.2024

Present : Sh. Arjun Singh Bawa, Ld counsel for the appellant  
along with Sh. Sahil Gupta & Sh. Siddhartha,  
Advocates.  
Sh. Ashutosh Gupta , Ld counsel for the respondent.

Reply to the application seeking vacation of stay is  
filed by appellant. Copy supplied.

Arguments on the application seeking vacation of stay  
as well as appeal heard from both the parties at  
length.

Put up for orders on 25.11.2024.

Interim orders to continue till the next date of hearing.

Next date of hearing for 11.12.2024 stands cancelled.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk



A.No. 865/24 & 868/24

20.11.2024

Present : Sh. Arjun Singh Bawa, Ld counsel for the appellant along with Sh. Sahil Gupta & Sh. Siddhartha, Advocates.  
Sh. Ashutosh Gupta , Ld counsel for the respondent.

It is submitted by Ld. counsel for appellant that they have already filed regularization application in respect of property in question and seeks an adjournment to take instructions from his client in respect of present appeals.

Put up for the purpose already fixed on 25.11.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 970/24

20.11.2024

Present : Ms. Dharini Windlass , Ld counsel for the appellant.

Ld. counsel for appellant seeks some time to take instructions from the appellant.

Put up for consideration on 28.11.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 427/24

20.11.2024

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

Arguments could not be heard today as I have to proceed to attend a meeting to discuss Hybrid / NAS requirement and specification.

Put up for the purpose already fixed on 14.02.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 138/24

20.11.2024

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

Arguments on the point of appeal heard.

Put up for orders on 27.11.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 825/24 & 826/24

20.11.2024

Present : Sh. Krish Kalra, Ld counsel for the appellant.  
Sh. Ranjit Pandey , Ld counsel for the respondent.

Ld. counsel for appellant seeks an adjournment to file an affidavit in terms of previous order.

In the interest of justice, last and final opportunity is granted to appellant.

Advance copy be supplied to Ld. counsel for respondent / MCD.

Put up for the purpose already fixed on 22.01.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 794/24, 795/24 & 784/24

20.11.2024

Present : Sh. Krish Kalra, Ld counsel for the appellant.  
Sh. Ranjit Pandey , Ld counsel for the respondent.

Ld. counsel for appellant seeks an adjournment to file an affidavit in terms of previous order.

In the interest of justice, last and final opportunity is granted to appellant.

Advance copy be supplied to Ld. counsel for respondent / MCD.

Put up for the purpose already fixed on 22.01.2025.

Interim orders to continue till the next date of hearing in appeal no. 784/24.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 696/24

20.11.2024

Present : Sh. Malaya Kumar Chand, Ld counsel for the appellant.

Sh. Ashutosh Gupta, Ld counsel for the respondent.

An application under 151 CPC is moved by appellant for placing additional documents on record. Copy supplied.

Put up for reply and arguments on interim application as well as for the purpose already fixed on 21.02.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 62/23

20.11.2024

Present : Sh. Varun Bhandari, Ld counsel for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent along with AE(B). Fresh Vakalatnama is filed by Ld. counsel for respondent. It be taken on record.

Ld. counsel for respondents submits that the matter in respect of deposit of charges in wrong budget head is still under deliberation and seek some more time to file report.

Ld. counsel for respondent seeks an adjournment to take instruction from the department in respect of temporary desealing of property in question.

Put up for the purpose already fixed on 26.11.2024.

Copy of order be given dasti.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk



A.No. 647/23

20.11.2024

Present : Sh. Deepak Rana, Ld counsel for the appellant.  
Sh. Sanjeet Malik, Proxy counsel for the respondent.

Arguments could not be heard today as I have to proceed to attend a meeting to discuss Hybrid / NAS requirement and specification.

Put up for the purpose already fixed on 17.02.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 102/22

20.11.2024

Present : Sh. Braj Kishore Roy, Ld counsel for the appellant.  
Ms. Renu Soni, Nodal Officer on behalf of the  
respondent / MCD.

Part arguments heard.

An application seeking permission to remove debris  
from the roof is moved by the appellant.

Ld. counsel for respondent seeks some time to file  
reply to application and seeks instruction from the  
department in view of GRAP-IV guidelines.

At joint request of parties, put up for further arguments  
on the aforesaid application and for the purpose  
already fixed on 23.12.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 501/23

20.11.2024

Present : Sh. Braj Kishore Roy, Ld counsel for the appellant.  
Ms. Renu Soni, Nodal Officer on behalf of the  
respondent / MCD.

Part arguments heard.

Put up for the purpose already fixed on 23.12.2024.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 839/23

20.11.2024

Present : None for the appellant.  
Sh. Avishek Kumar, Ld counsel for the respondent.

It is already 2:30 PM.

None has appeared on behalf of appellant despite several calls in the Tribunal as well as VC.

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

Put up for the purpose already fixed on 28.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 413/20

20.11.2024

Present : Sh. Divye , Proxy counsel for Ms. Aditi Mohan,  
Ld.counsel for the appellant from Central DLSA, joined  
through VC.  
Sh. Madan Sagar, Ld counsel for the respondent.

It is submitted that the present matter is assigned to  
Ms. Aditi Mohan by DLSA, Central District, Tis Hazari  
Courts, Delhi.

Ld. counsel for appellant sought an adjournment to  
inspect the record before addressing the arguments in  
the matter.

Opportunity granted.

Put up for the purpose already fixed on 10.02.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 371/19

20.11.2024

Present : None for the appellant.  
Sh.V.K.Aggarwal , Ld counsel for the respondent  
joined through VC.

None has appeared on behalf of appellant in person  
as well in VC since morning despite various calls.  
None has appeared for appellant on the last date of  
hearing also.

It is 2:55 PM. The present appeal is dismissed in  
default.

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

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024

A.No. 563/13 & 565/13

20.11.2024

Present : Sh.Yakesh Anand, Ld counsel for the appellant.  
Sh. Ranjeet Pandey, Ld. counsel for the respondent in  
appeal no.563/13  
Sh. Ravi Ranjan, Ld counsel for the respondent in  
appeal no.565/13.

Part arguments on the point of appeal heard.

Arguments could not be concluded today as I have to  
proceed to attend a meeting of Tender Award  
Committee.

Put up for the purpose already fixed on 28.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 558/13 & 566/13

20.11.2024

Present : Sh. Yakesh Anand, Ld counsel for the appellant joined through VC.

Sh. Mohit Sharma , Ld counsel for the respondent in appeal no.558/13.

Sh. Anubhav Gupta, Ld. counsel for the respondent in appeal no.566/13.

Part arguments on the application U/s 151 CPC seeking desealing of property in question heard.

Ld. counsels for respondent submits that the property cannot be desealed in view of para 8 of application wherein appellant has stated that they will seek refund of misuse charges. Ld. counsels for respondent submits that appeal needs to be considered on merits as the averments of appellant are not unconditional.

Arguments could not be concluded today as I have to proceed to attend a meeting of Tender Award Committee.

Accordingly, relist for further arguments on aforesaid application as well as appeal on 28.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk



A.No. 24/15

20.11.2024

Present : Sh. Savita Malhotra , Ld counsel for the appellant.  
Sh. Madan Sagar, Ld counsel for the respondent.  
Sh. P.K.Rawal, Ld. counsel for the respondent nos. 2  
to 4.

Arguments could not be heard today as I have to  
proceed to attend a meeting to discuss Hybrid / NAS  
requirement and specification.

Put up for the purpose already fixed on 27.02.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 150/24

20.11.2024

Present : Sh. V.K.Bajaj, Ld counsel for the appellant.  
Sh. V.K.Aggarwal, Ld counsel for the respondent no.1.  
Sh. Sanjiv Sharma, Ld. counsel for the respondent  
nos. 2 to 5.

Ld. counsel for respondent / MCD seeks an  
adjournment to file status report in the matter.

Opportunity granted.

Advance copy be supplied to the opposite party.

Put up for the purpose already fixed on 21.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 716/23

20.11.2024

Present : Sh. Yash Aggarwal, Ld counsel for the appellant  
joined through VC.

Sh. Sidhant Verma, Ld counsel for the respondent.

It is informed by Ld. counsel for appellant that  
appellant Smt. Laxmi Sharma has expired. He seeks  
some time to take instruction for substitution of legal  
heirs.

Put up for further proceedings on 28.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 843/23

20.11.2024

Present : Proxy counsel for the appellant.  
Sh. Sandeep Kumar, Ld counsel for the respondent  
joined through VC.  
Sh. Vijay Sharma & Sh. V.K.Mantoo Ld. counsel for  
the Intervener.

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

Adjournment is sought on behalf of appellant as main  
counsel Sh. Gaurav Kumar Singh is not available  
today being out of station.

Put up for the purpose already fixed on 24.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk

A.No. 263/22

20.11.2024

Present : Ms. N.Sehar , Proxy counsel for the appellant.  
Sh. Parnesh Bali, Ld counsel for the respondent.

Ld. counsel for appellant seeks some time to place on record the site plan of property in compliance of order dated 17.04.2023.

Opportunity granted.

Put up for the purpose already fixed on 28.03.2025.

(ABHILASH MALHOTRA)  
P.O.: Appellate Tribunal, MCD  
20.11.2024 rk