

A.No. 702/24, 703/24

17.03.2025

Present : Sh. Anurag Sharma, Ld counsel for the appellant.
Sh. Shivam, Ld counsel for the respondent in Appeal
No. 702/2024.
Sh. Ashutosh Gupta, Ld counsel for the respondent in
Appeal No. 703/2024.

An application under Section 5 of the Limitation Act is
filed by the appellant. Copy supplied.

Ld. counsel for MCD seeks sometime to file a reply.
Advance copy be supplied to the appellant.

Put up for arguments on application seeking
condonation of delay, interim application as well as on
the point of appeal on **30.05.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 1004/24 & 1005/24

17.03.2025

Present : Sh. Ravinder Singh, Ld counsel for the appellant.
Sh. Ashutosh Gupta , Ld counsel for the respondent
along with Mr. A. Karthikeyan, Assistant Director
(Vigilance), MCD

Mr. A. Karthikeyan, Assistant Director (Vigilance),
MCD has appeared. He submits that they have placed
the matter before the Office of Worthy Commissioner,
MCD and taking necessary instructions in the matter
for filing record of the MCD in the present matter.

Accordingly, put up for purpose fixed on **20.05.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 596/23

17.03.2025

Present : Sh.Naval Kautsa , Ld counsel for the appellant.
Sh. V.K.Aggarwal, Proxy for Ms.Parveen Sharma Ld
counsel for the respondent.

It is submitted that Ms. Parveen Sharma, Ld. counsel
for respondent / MCD is unavailable being out of
station.

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

Put for the purpose already fixed on 24.07.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 R

A.No. 299/24, 300/24, 615/24, 616/24, 617/24, 618/24, 619/24,
620/24, 621/24, 633/24, 634/24, 635/24, 636/24, 637/24 &
646/24

17.03.2025

Present : Sh. Vinod Kumar, Proxy counsel for the appellant.
Sh. Chetan Hasija, Ld counsel for the respondent in
appeal no.299/24.
Sh. V.K.Aggarwal, Ld counsel for the respondent in
appeal nos.619/24 & 635/24.
Sh.Sandeep Kumar, Ld counsel for the respondent in
appeal no. 300/24 & 716/24.
Sh. Ashutosh Gupta, Ld counsel for the respondent in
appeal nos. 615/24, 616/24, 617/24, 618/24, 620/24,
621/24, 633/24, 634/24, 636/24, 637/24 & 646/24.

Status report is filed in appeal nos. 615/24, 616/24,
617/24, 618/24, 620/24, 621/24, 633/24, 634/24,
636/24, 637/24 & 646/24. Copy supplied.

Ld. Counsel for appellant submits that they have
already filed site plan.

An adjournment is sought on behalf of appellant as
main counsel Mr. V.P.Rana is unavailable today
being busy before the Hon'ble High Court of Delhi in
some other matter.

In the interest of justice, one last and final opportunity
is granted to appellant to address arguments in the
matter.

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It is clarified that no further request for adjournment shall be entertained in the matter.

Put for the purpose already fixed on 25.07.2025.

Interim orders to continue till the next date of hearing in appeal nos. 299/24 & 300/24.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 R

A.No. 735/16 & 23/18

17.03.2025

Present : Ms. Sana Ansarai, Ld counsel for the appellant on behalf of late Sh. S. D. Ansari, Ld. counsel.
Sh. R. K. Kashyap, Ld counsel for the respondent.

It is informed that earlier counsel Mr. S. D. Ansari is no more and the present counsel appearing for the appellant is having no instructions in the matter.

In these circumstances, notice be issued to the appellant to appear in person on the date fixed.

Put up for purpose fixed on **28.07.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 224/22

17.03.2025

Present : Sh. Sunil Bagai, Appellant in person.
Sh. Pritiesh Sabbharwal, Ld. Counsel for the respondent.

Ld. Counsel for respondent / MCD seeks some time to file reply on pending applications moved by the appellant.

Opportunity granted.

Advance copy be supplied to appellant.

Put up for reply and arguments on the aforesaid pending interim applications on 24.07.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 R

A.No. 1069/24

17.03.2025

Present : Sh. Praduman Sharma, Ld counsel for the appellant.
Sh. Madan Sagar, Ld counsel for the respondent
along with Sh. Surendra Singh, LI.

Status report is filed by respondent / MCD. Copy
supplied.

Ld. Counsel for respondent / MCD has taken
preliminary objection as jurisdiction of this Tribunal to
adjudicate the present appeal.

Ld. Counsel for appellant seeks some time to take
instructions to address arguments in the matter.

Put up for arguments on the point of pending interim
applications and on the point of jurisdiction as well as
appeal on 24.07.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 R

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

17.03.2025

Present : Sh. Dalip Rastogi, Ld counsel for the appellant(s).
Sh. Kunal Malik, Ld. counsel joined through VC on behalf of Sh. Umesh Burnwal, Ld. counsel for respondent.

Sh. Dalip Rastogi has filed fresh Vakalatnama on behalf of appellants. The same is taken on record.

Ld. counsel submits that he is recently engaged in the matter and needs to inspect the record before addressing further arguments.

Accordingly, put up for purpose already fixed on **29.07.2025**.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 209/22 & 210/22

17.03.2025

Present : Sh. Rakesh Sharma and Ms. Ayushi Sharma, Ld.
counsel for appellant with appellant.
Sh. Parmesh Bali, Ld counsel for the respondent.

Ld. counsel for appellant submits that due to some medical exigencies in his family he could not prepare the arguments in the present matter. He seeks an adjournment to inspect the record before addressing further arguments.

Put up for purpose fixed on **24.07.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 104/25

17.03.2025

Present : Sh. Sidhant Sehgal, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent
with Sh. Devinder Kumar, JE(B) and Sh. A.K. Mathur,
JLO.

Ld. counsel for the appellant seeks some time to take instructions from the department for filing status report in the matter. He also submits that appellant had earlier impugning the demolition order vide appeal No.562/22 which was disposed of by this Tribunal on 06.02.2024. He submits that for adjudication of the present appeal it will be relevant to look into record of the said appeal also and request that the said record be summoned.

Accordingly, the Registrar is directed to produce record of aforesaid appeal on the next date of hearing. Ld. counsel for appellant seeks an adjournment as the arguing counsel Mr. Prashant Diwan is un-available today being busy in some other court.

Put up for filing of status report, arguments on interim application(s) well as appeal on 16.05.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (J)

A.No. 102/18

17.03.2025

Present : None for the appellant.
Sh. K. K. Arora, Ld counsel for the respondent

No one has appeared on behalf of the appellant since morning despite repeated calls either in VC or in person.

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

Put up for purpose fixed on **24.07.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025(s)

12.15 PM

At this stage Sh. Kunal Kalra, Ld. counsel for appellant appeared. He is informed about the order passed today.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 107/20 & 602/19

17.03.2025

Present : Sh. Gajender Nath, Ld counsel for the appellant.
Sh. Dharambir Gupta, Ld counsel for the respondent
in appeal no.602/19.
Sh. Rajas Sharma, Proxy counsel for the respondent
in appeal no.107/20.

Part arguments heard.

Ld. Counsel for appellant submits that he needs to
inspect the Tribunal record before addressing further
arguments in the matter.

Opportunity granted.

Put up for further arguments on pending interim
applications and appeal on 24.07.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 R

A.No. 715/24, 716/24 & 717/24

17.03.2025

Present : Ms. Manu proxy counsel for appellant with appellant in person.

Sh. Ashutosh Gupta and Sh. Sandeep Kumar, Ld counsel for the respondent alongwith Sh. Santosh Kumar, Rai, Dy. Commissioner, Sh. Rajbir, AE(B) and Ms. Neetu, JLO, joined through VC.

Clarifications are addressed by the concerned Dy. Commissioner in respect of the status report dated 27.01.2025 filed by the MCD. He is discharged from the present proceedings.

Appellant submits that her counsel is un-available today as he is busy in a proceeding before Patiala House Court.

In the interest of justice one more opportunity is granted to the appellant for addressing the arguments in the matter.

Put up for arguments on pending interim application and appeal on 25.07.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (J)

A.No. 106/25

17.03.2025

Present : Sh. Rahul Madan, Ld counsel for the appellant.
Sh. Jasleen Kaur, Ld counsel for the respondent along
with Sh. Sanjeev Kumar, AE(B) joined through VC.

Ld. Counsel for respondent / MCD submits that she is yet to get the record from MCD and needs to take instructions to address arguments in the matter.

Ld. Counsel for appellant presses for interim relief.

Ld. Counsel for respondent / MCD opposes the request and submits that the interim application be decided on merits.

In order to cut short the controversy, Sh. Sanjeev Kumar, AE(B) concerned submits that they will not take any coercive action against the property till next date of hearing and the interim application and appeal be decided on merits.

Accordingly, put up for arguments on application seeking stay as well as appeal on 02.06.2025.

Copy of order be given dasti to both the parties.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 R

A.No. 385/22

17.03.2025

Present : Sh. Anurag Sharma, Ld counsel for the appellant.
Sh. V. K. Aggarwal, Ld counsel for the respondent

Part arguments heard.

Put up for further arguments on application seeking condonation of delay, interim application as well as on the point of appeal on **30.05.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 390/19

17.03.2025

Present : None for the appellant.
Sh. R. K. Kashyap, Ld counsel for the respondent.

No one has appeared on behalf of the appellant since morning despite repeated calls either in VC or in person.

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

Put up for purpose fixed on **22.07.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 1058/24

17.03.2025

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

It is submitted that arguing counsel Mr. Vishal Maan is not available today being busy before the Hon'ble High Court of Delhi.

Ld. counsel for the MCD submits that due to some personal exigency he is not available in post lunch session.

In the interest of justice one more opportunity is granted to both the parties to address arguments in the matter.

Put up for purpose already fixed on **15.05.2025**.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 589/19

17.03.2025

Present : Appellant in person.
Sh. Mohit Sharma, Ld counsel for the respondent

Appellant submits that without prejudice to their rights and contentions, they want to remove the alleged unauthorized construction on the roof of the Flat No. 60, Pocket-D, Mayur Vihar, Phase-II, Delhi -110091.

The appellant is at liberty to take appropriate steps for removal of the unauthorized construction. Appellant submits that she will take appropriate steps within three weeks from today.

Upon demolition by the appellant, the AE concerned is directed to inspect the property and file a detail report along with photographs on the date fixed.

Put up for further proceedings on **30.04.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 49/25

17.03.2025

Present : Sh. K.S.Kashyap & Sh. M.P.Singh, Ld counsel for the appellant.

Sh.Madan Sagar, Ld counsel for the respondent along with Sh. Harjit Singh, AE(B). Fresh Vakalatnama is filed by Ld. counsel for respondent. It be taken on record.

Status report is filed by respondent / MCD. Copy supplied.

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

Ld. Counsel for respondent / MCD submits that respondent / MCD has preliminary objection in respect of maintainability of present appeal as no application seeking condonation of delay has been filed by appellant.

Ld. Counsel for appellant seeks some time to take instructions in that regard.

Put up for arguments on the point of maintainability as well as limitation on 23.07.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 R

A.No. 593/19

17.03.2025

Present : None for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent nos. 1 & 2.
Sh. Vimal Dhingra, Ld counsel for the respondent nos. 3 to 8.

No one has appeared on behalf of the appellant since morning despite repeated calls either in VC or in person.

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

Put up for purpose fixed on **25.07.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 06/SCM/13

17.03.2025

Present : Sh. Dalip Rastogi, Ld counsel for the appellant with
Sh. S.N. Aggarwar, Director.
Sh. V.K. Aggarwal, Ld counsel for the respondent with
Sh. Sandeep Manglik, DLO and Sh. S.R. Dabi, ALO.
Sh. Manish Yadav, Nodal Officer, DDA.

Part arguments on the point of appeal heard from both
the parties.

Put up for further arguments on the point of appeal on
21.04.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (J)

A.No. 146/25

17.03.2025

Present : Sh. Suraj Prakash Sharma, Ld counsel for the appellant joined through VC.

Part arguments heard.

There is a problem in the network connection at the remote end of the Ld. counsel for the appellant. He requests to keep the matter for tomorrow.

Accordingly, put up for consideration tomorrow i.e. 18.03.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)

A.No. 768/24

17.03.2025

File is taken up today on application seeking early hearing in the matter.

Present : Ms. Nisha Thakur , Ld. counsel for the appellant.

Ld. Counsel for applicant / appellant submit that MCD is carrying out demolition action in the property in question and application seeking stay be heard on priority otherwise appeal will become infrutuous.

In view of the aforesaid, notice to MCD for early hearing be issued for **18.03.2025 at 2:00 PM.**

Copy of order be given dasti.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 R

A.No. 342/23

17.03.2025

Present : Sh. Kapil Yadav, Ld counsel for the appellant with
appellant in person.
Sh. Sanjay Sethi, Ld counsel for the respondent.

Part arguments on the point of appeal heard.

Some clarifications are required from the AE(B)
concerned in respect of address of the property in
question.

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

Put up for further arguments on the point of appeal on
27.03.2025.

Interim orders to continue till the next date of hearing.

Copy of the order be given dasti.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (J)

A.No. 147/25

17.03.2025

Fresh appeal filed. Be checked and registered.

Present : Sh. Piyush Pahuja , Ld. counsel for the appellant along with Sh. Rohit Rawat & Ms. Ritika Kumari, Advocates.

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 29.04.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025

A.No. 571/2022 & 572/2022

17.03.2025

Present : Sh. Rohit Goel, Ld counsel for the appellant.

File is taken up today on an application under Section 151 CPC moved by the appellant to recall the order dated 07.02.2025.

Notice of the application be issued to the MCD for the date already fixed i.e. **30.05.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.03.2025 (s)