

A.No. 09/25

01.05.2025

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

Vide separate judgment of even date, the present appeal is allowed and the matter is remanded back to the MCD 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)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 R

A.No. 101/25

01.05.2025

Present : Sh. Sanjeev Narang, Ld counsel for the appellant.  
Sh. Shubham Singh Mahur and Sh. Shivani Vasan, Ld  
counsel for the respondent along with Sh. Harjit Singh,  
AE(B).

Ld. counsel for the appellant submits that he is  
recently engaged in this matter and needs some time  
to inspect the file before addressing arguments.

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

Put up for purposed fixed on 06.08.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (V)

A.No. 201/24

01.05.2025

Present : Sh. G.R. Verma and Sh. H.K. Sharma, Ld counsel for the appellant.  
Sh. Alok Chatterjee, Ld counsel for the respondent joined through VC.

Ld. counsel for MCD seeks some time to take instructions before concluding the arguments in the present matter.

One more opportunity is granted to the MCD to address the arguments in the matter.

Put up for arguments on the pointed of appeal on 24.09.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 417/23

01.05.2025

Present : Ms. Kamalika Chakroborty proxy counsel for the appellant.

Proxy counsel for the respondent MCD.

An adjournment is sought on behalf of the appellant as main counsel Sh. Saurab Kumar is un-available today due to bad health.

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

Put up for purpose fixed on **24.09.2025**.

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

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 381/23

01.05.2025

Present :           None for the appellant.  
                  Sh. Sanjeet Kumar, proxy counsel for Sh. Pritish  
                  Sabharwal, Ld. counsel for respondent.

No one is present on behalf of the appellant in  
Tribunal and in VC despite various calls since  
morning.

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

Put up for purpose fixed on 25.09.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 121/24(M)

01.05.2025

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

Sh. Ashutosh Gupta, Ld counsel for the respondent.

Ld. counsel for the MCD takes preliminary objection and submits that the application is not maintainable as through present application the applicant/ appellant no.1 is seeking review of judgment dated 09.06.2023 by which the impugned demolition order was set aside and the matter was remanded back to the MCD for fresh adjudication. He submits that thereafter MCD has passed a fresh demolition order.

Ld. counsel for the applicant/ appellant no.1 submits that due to personal exigencies he is not in a position to address arguments today.

Now to come up for arguments on the aforesaid application on **29.05.2025**.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (s)

A.No. 717/16 & 943/16

01.05.2025

Present : Proxy counsel for the appellant joined through VC.  
Sh. V.K. Aggarwal, Ld counsel for the respondent in  
appeal No.717/16.  
Sh. Dharamvir Gupta, Ld. counsel for respondent in  
appeal No.943/16.

An adjournment is sought on behalf of the appellant as  
main counsel Sh. Vishwajeet Sharma is un-available  
today due to some personal exigencies.

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

Put up for purpose fixed on 24.09.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025

A.No. 555/24

01.05.2025

Present : Sh. Bhupender Singh Chaudhary, Ld counsel for the appellant joined through VC.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

File is taken up today on an application under Section 151 CPC filed by the appellant.

Ld. counsel for appellant submits that the regularization order dated 02.04.2025 is not in respect of third floor of the property which belongs to appellant.

Ld. counsel for MCD submits that they have no objection in reopening the regularization application of third floor and will communicate necessary directions to the appellant within two weeks from today.

In view of the aforesaid facts, the application is disposed off.

Matter be listed on date already fixed i.e. 29.08.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 768/17

01.05.2025

Present : Sh. Chanderpal Singh, Ld counsel for the appellant.  
Sh. Dharamvir Gupta, Ld counsel for the respondent.

Written submissions on behalf of the appellant is filed,  
copy supplied.

An application under Section 151 CPC is moved by  
the appellant.

Ld. counsel for appellant submits that they are not  
pressing this application at this juncture as the hearing  
on application seeking condonation of delay is  
continuing. He submits that they will press the interim  
application of stay only when the application seeking  
condonation of delay is decided. Accordingly, the  
application under Section 151 CPC is dismissed as  
withdrawn.

Accordingly, put up for arguments on application  
seeking condonation of delay, pending interim  
application seeking stay and appeal on **29.07.2025..**

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 100/24

01.05.2025

Present : Ms. Deepa, Ld. Proxy counsel for the appellant.  
Ms. Renu Soni, Nodal Officer on behalf of MCD.

An adjournment is sought on behalf of the appellant as main counsel Sh. Sudhir Kumar is un-available today due to some personal exigencies.

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

Put up for purpose fixed on **24.09.2025**.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (s)

A.No. 319/22

01.05.2025

Present : Sh. Satyam Singh Associate counsel for the appellant.  
Sh. V.K. Aggarwal, Ld counsel for the respondent.

An adjournment is sought on behalf of the appellant as main counsel Sh. N.K. Singh is un-available today being busy before the Hon'ble High Court of Delhi.

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

Put up for purpose fixed on 24.09.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 748/17

01.05.2025

Present : Sh. Chanderpal Singh, Ld counsel for the appellant.  
Sh. Dharamvir Gupta, Ld counsel for the respondent.

Written submissions on behalf of the appellant is filed,  
copy supplied.

Part arguments on the application seeking  
condonation of delay heard.

Ld. counsel for appellant submits that he wants to file  
some additional documents in support of his  
application.

Put up for arguments on application seeking  
condonation of delay, pending interim application  
seeking stay and appeal 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  
01.05.2025 (J)

A.No. 178/12

01.05.2025

Present : Sh. Gaurav Arora and Swaranjit Arora, Ld counsel for the appellant.  
Sh. V.K. Aggarwal, Ld counsel for the respondent.  
Sh. Sanjay Sharma and Sh. S.G. Ashtana, Advocates, DDA.

Part arguments heard.

Ld. counsel for the appellant seeks some time to take instructions for floor-wise regularization of second floor and third floor of the property in question.

Put up for further arguments on the point of appeal on 29.07.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (V)

A.No. 442/24

01.05.2025

Present : Sh. Manish Chawla, Appellant No.3 alongwith Sh. Tarun Chawla, appellant No.1 in person.

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

Appellant submits that he has already supplied the advance copy of application to the respondent MCD. He submits that he is not pressing the early hearing application.

Accordingly in view of the above submissions the application seeking early hearing is disposed off.

Put up for purpose already fixed on date already fixed i.e. on 23.07.2025 at 2.30 p.m.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 443/24

01.05.2025

Present : Sh. Manish Chawla, Appellant No.3 alongwith Sh. Tarun Chawla, appellant No.1 in person.

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

Appellant submits that he has already supplied the advance copy of application to the respondent MCD. He submits that he is not pressing the early hearing application.

Accordingly in view of the above submissions the application seeking early hearing is disposed off.

Put up for purpose already fixed on date already fixed i.e. on 23.07.2025 at 2.30 p.m.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 923/24

01.05.2025

Present : Sh. Manish Chawla, Appellant No.3 alongwith Sh. Tarun Chawla, appellant No.1 in person.

File taken up today on an application under Section 379 of Bharatiya Nagarik Suraksha Sanhita, 2023 read with Contempt of Courts Act, 1971 for initiating proceedings against respondent No.4 Ms. Achala Anand for committing perjury and contempt of Court with supporting affidavit.

Appellant submits that he has already supplied the advance copy of the application to the opposite party as well as respondent MCD. He submits that the aforesaid application be taken up for arguments on date already fixed i.e. 23.07.2025.

Accordingly put up for purpose already fixed on date already fixed i.e. on 23.07.2025 at 2.30 p.m.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 883/24

01.05.2025

Present : Sh. Manish Chawla, intervener in person.

File taken up today as following applications are moved by the intervener.

1. An application under Section 151 CPC for early hearing seeking recall of stay order dated 20.12.2024.
2. An application under Section n 379 of Bharatiya Nagarik Suyraksha Sanhita, 2023 read with Contempt of Courts Act, 1971 for initiating proceedings against appellants Ms. Achala Anand and Ms. Monica Sachdeva for committing perjury and contempt of Court.

Intervener submits that he has already supplied the advance copy of these applications to the opposite party as well as respondent MCD. He submits that he is not pressing the early hearing application filed and the aforesaid applications be also taken up for arguments on date already fixed i.e. 23.07.2025.

Accordingly in view of the above submissions the applications seeking early hearing is disposed off.

Put up for purpose already fixed on date already fixed i.e. on 23.07.2025 at 2.30 p.m.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 884/24

01.05.2025

Present : Sh. Manish Chawla, intervener in person.

File taken up today as following applications are moved by the intervener.

1. An application under Section 151 CPC for early hearing seeking recall of stay order dated 20.12.2024.
2. An application under Section n 379 of Bharatiya Nagarik Suyraksha Sanhita, 2023 read with Contempt of Courts Act, 1971 for initiating proceedings against appellants Ms. Achala Anand and Ms. Monica Sachdeva for committing perjury and contempt of Court.

Intervener submits that he has already supplied the advance copy of these applications to the opposite party as well as respondent MCD. He submits that he is not pressing the early hearing application filed and the aforesaid applications be also taken up for arguments on date already fixed i.e. 23.07.2025.

Accordingly in view of the above submissions the applications seeking early hearing is disposed off. Put up for purpose already fixed on date already fixed i.e. on 23.07.2025 at 2.30 p.m.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 493/24

01.05.2025

Present : Sh. Kanwal Chaudhary, Ld counsel for the appellant  
joined through VC.  
Sh.Ashutosh Gupta, Ld counsel for the respondent.  
None for intervener.

Part arguments heard on the point of appeal.  
Ld. counsel for appellant seeks some time to cite  
certain courts cases in support of his arguments.  
Written submissions, if any, be filed by Ld. counsels of  
both the parties on or before next date of hearing.  
Put for the purpose already fixed on 09.05.2025.  
Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 R

A.No. 178/23 & 154/23

01.05.2025

Present : Sh. Anil Kumar Verma, Ld counsel for the appellant.  
Sh. Mohit Sharma, Ld counsel for the respondent in appeal No. 178/23.  
Sh Sanjeet Kumar, Ld. Proxy counsel for Sh. Prithish Sabhawal, Ld. counsel for the respondent in appeal no. 154/23.

Part arguments on limitation application seeking condonation of delay heard and some clarification required from concerned AE(B) in respect date of demolition action taken against the property.

Concerned AE(B) is directed to remain present in person before the Tribunal on the next date of hearing.  
Put up for further arguments on pending interim applications and appeal on 25.09.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 V

A.No. 575/23 & 576/23

01.05.2025

Present :           None for the appellant.  
                  Sh. V.K. Aggarwal, Ld counsel for the respondent in  
                  appeal No.575/23.  
                  Ms. Praveen Sharma, Ld. counsel for the respondent  
                  in appeal No.576/23.

No one is present on behalf of the appellant in  
Tribunal and in VC despite various calls since  
morning.

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

Put up for purpose fixed on 24.09.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 404/20 & 405/20

01.05.2025

Present : Proxy for the appellant.  
Ms. Renu Soni, Nodal Officer on behalf of the  
respondent / MCD.

An adjournment is sought on behalf of the respondent  
as main counsel Sh. H.R. Aggarwal, is un-available  
today due to bad health.

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

Put up for purpose fixed on 19.09.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (V)

A.No. 375/12, 875/17, 238/12, 110/10, 377/12, 262/14, 1095/15, 933/14, 373/15, 305/16, 986/16, 793/17, 1056/15, 340/15, 871/15, 633/15, 392/16, 1062/15, 842/14, 876/17, 845/17, 844/17, 368/14, 377/14, 485/15, 261/14, 1196/15, 484/15, 292/16, 825/15, 814/17, 209/10, 219/10, 184/10, 185/10, 100/09, 208/10, 164/10, 165/10, 166/10, 167/10, 370/14, 208/17, 371/14, 431/12, 369/14, 477/15, 12/18, 730/15, 731/15, 168/10, 169/10, 170/10, 171/10, 172/10, 261/10, 262/10, 220/12, 221/12, 172/12, 173/12, 174/12, 175/12, 247/12, 248/12, 249/12, 1058/15, 794/17, 376/16, 305/12, 376/12, 418/15, 265/13, 373/14, 372/14, 838/15.

01.05.2025

Present : Sh. Aditya Swaroop, Ld counsel for the appellant joined through VC along with Ms. Kriti Gupta, Sh. Md.Ilyas, Advocates present in the Tribunal.  
Sh. A.L.Agnihotri , Ld counsel for the respondent in appeal nos.184/10, 170/10, 249/12 & 372/14.  
Sh. V.K.Aggarwal, Ld counsel for the respondent in appeal nos.375/12, 793/17, 100/09 & 12/18.  
Ms. Manjusha Jha, Ld. counsel for the respondent in appeal No.793/17 and 871/15.  
Sh. Ashutosh Gupta, Ld. counsel for respondent in appeal nos. 875/17, 238/12, 110/10, 377/12, 262/14, 1095/15, 933/14, 373/15, 305/16, 986/16, 1056/15, 340/15, 871/15, 633/15, 392/16, 1062/15, 842/14, 876/17, 845/17, 844/17, 368/14, 377/14, 485/15, 261/14, 1196/15, 484/15, 292/16, 825/15, 814/17, 209/10, 219/10, 185/10, 208/10, 164/10, 165/10, 166/10, 167/10, 370/14, 208/17, 371/14, 431/12, 369/14, 477/15, 730/15, 731/15, 168/10, 169/10, 171/10, 172/10, 261/10, 262/10, 220/12, 221/12, 172/12, 173/12, 174/12, 175/12, 247/12, 248/12, 1058/15, 794/17, 376/16, 305/12, 376/12, 418/15, 265/13, 373/14, 838/15.  
Sh. Manish Yadav, Nodal Officer for DDA in appeal no.238/12.

1. Arguments on application under Order 22 Rule 10 CPC heard.
2. Ld. counsel for appellant submits that the present appeal was filed by the company M/s Reliance Infratel Ltd.. He submits that the said company went to insolvency and was taken over by the applicant company i.e. M/s. Reliance Project and Property Management Services Limited w.e.f 22.12.2022. He submits that thereafter the appellant company merged

into the applicant company in the month of May and July 2023 and the proceedings were approved by National Company Law Tribunal.

3. Ld. counsel for MCD submits that as the insolvency and merger policy have been approved by the appropriate judicial forum therefore, they have no objection to the application.
4. Accordingly the application under Order XXII Rule 10 CPC filed by the applicant in appeals bearing Nos.986/16, 209/10, 392/16, 219/10 and 477/15 is allowed. The Reliance Projects and Property management Services Limited is impleaded as appellant in those cases. Amended memo of parties be filed.
5. Ld. counsel for the appellant submits that they have instructions to withdraw some of the appeals and they will move an appropriate application within two weeks from today. Advance copy be supplied to the MCD.
6. He further submits that in respect of other appeals which the appellant wants to pursue, they intend to apply for fresh permission as provided under Telecommunications (Right of Way) Rules, 2024.
7. Ld. counsel for MCD submits that appellant is at liberty to apply and avail the remedy as may be available under the law.
8. Accordingly at request of both the parties, matter be listed for further arguments on the point of appeal on **16.07.2025**.

Copy of the order be given dasti to both the parties.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 53/25

01.05.2025

Present : Ms. Parul Agarwal, Ld counsel for the appellant.  
Sh. Avishek Kumar, Ld counsel for the respondent.

Vide separate judgment of even date, the present appeal is dismissed.

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

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 09/25

01.05.2025

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

Vide separate judgment of even date, the present appeal is allowed and the matter is remanded back to the MCD 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)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 R

A.No. 23/22

01.05.2025

Present : Sh.S.S. Chauhan, proxy Ld counsel for the appellant.  
Sh. Mohit Sharma , Ld counsel for the respondent.

An adjournment is sought on behalf of the appellant as main counsel Sh. Jaspal Singh is un-available today due to some personal exigencies.

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

Put up for purpose fixed on 24.09.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 214/23 & 215/23

01.05.2025

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

Ld. counsel for appellant seeks some time to inspect the filed before concluding the arguments.

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

Put up for purpose fixed on 24.09.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 420/18 & 421/18

01.05.2025

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

It is informed that Ld. counsel for appellant Mr. Vinay Arora is unavailable today due to some medical exigencies.

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

Put up for purpose fixed on 24.09.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 638/24

01.05.2025

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

Ld. counsel for the appellant informs that the hearing before the Hon'ble High Court of Delhi is scheduled on 21.05.2025.

Accordingly, at joint request of the parties, put up for further proceedings on 24.09.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (V)

A.No. 31/25

01.05.2025

Present : Sh. Rajeshwar Dagar and Sh. Ramesh Chahal, Ld counsels for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.  
Sh. Harshvardhan, Ld. counsel for the Intervener Anil Sharma joined through VC.

1. List of documents is filed by appellant, copy supplied.
2. Ld. counsel for the appellant submits that he is only pressing the present appeal in respect of the demolition proceedings. Separate statement of the appellant is recorded in this regard.
3. It is clarified by Ld. counsel for both the parties that W.P (C) 16832/24 is disposed of by Hon'ble High Court of Delhi vide order dated 05.12.2024 and there is no embargo on the jurisdiction of this Tribunal to hear and decide the present matter.
4. Ld. counsel for the appellant submits that he does not want to file reply to the application under Order I Rule 10 CPC.
5. Arguments on application under Order I Rule 10 CPC heard from all the parties.
6. Ld. counsel for the applicant intervener Anil Sharma submits that applicant is not having any right, title or interest in the property in question. He submits that the applicant is a neighbor who is aggrieved from unauthorized construction. He

submits that applicant being whistle blower made complaint to the MCD and filed writ petition.

7. Ld. counsel for the MCD as well as appellant submit that applicant intervener has no *locus standi* in the present matter and can at most be a witness to the appeal proceedings.
8. Arguments heard and record perused. It is admitted position on record that applicant Anil Sharma does not have any stake in the property and filed the present application in the capacity of whistle blower. In the case of **Hardayal Singh Mehta & Anr. Vs. MCD & Ors.** AIR 1990 Delhi 190 Hon'ble High Court of Delhi clarified that complainant can only be witness to the proceedings and can not be made a party.
9. In view of the aforesaid mandate in the case of Hardayal Singh Mehta & Anr. (Supra), the application is dismissed. However, the applicant is at liberty to assist the MCD counsel in this matter. Arguments on the point of appeal heard at length from Ld. counsels for both the parties.

Put up for orders on **02.05.2025.**

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (s)

A.No. 31/25

01.05.2025

Statement of appellant Sh. Ashish Jain son of Sh. Satish Jain R/o G-126, Gali No. 26, Main Raja Puri Road, Raja Puri, Uttam Nagar, New Delhi -110059.

On Oath

I am the appellant in the present case. I have impugned the demolition as well as sealing proceedings in the present appeal. I am not pressing the relief in respect of the sealing proceedings in the present appeal and will file a separate case for the same.

I may be permitted to pursue the present case only in respect of the demolition proceedings.

RO&AC

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025

A.No. 90/24

01.05.2025

Present : None for the appellant.  
Sh.V.K.Aggarwal, Ld counsel for the respondent.  
Sh.K.K.Verma, Ld. counsel for the Intervener Sh. Anil  
Kumar Gupta

Despite various calls none is appeared on behalf of  
appellant in the Tribunal or in the VC.

Put up at 2:00 PM.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025

**At this stage**  
**03:10 PM**

Present : None for the appellant.  
Sh.V.K.Aggarwal, Ld counsel for the respondent.  
Sh.K.K.Verma, Ld. counsel for the Intervener Sh. Anil  
Kumar Gupta

Despite various calls none is appeared on behalf of  
appellant the Tribunal or in the VC. The interim  
protection granted in the matter by my Ld.  
Predecessor vide order dated 26.02.2024. The said  
protection is yet to be made absolute and the interim  
application is yet to be decided. On the last date of

Contd....

hearing an adjournment was sought by appellant and the Tribunal clarified that in case matter is not argued, the Tribunal shall be constrained to reconsider the interim protection. Despite that caution made vide order dated 27.02.2025 no one is appeared on behalf of appellant despite various calls since morning in the Tribunal as well as in the VC.

In these circumstances, it is clear that appellant is not serious to pursue the present appeal, the interim protection granted vide order dated 26.02.2024 is vacated and the matter is adjournment subject to Rs. 10,000/- to be deposited in the Registry of this Tribunal.

Put for the purpose already fixed on 26.09.2025.

copy of order be sent to concerned AE(B).

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 R

A.No. 140/17

01.05.2025

Present : Ms. Sonali Arora, Ld counsel for the appellant.  
Sh. Mohit Sharma, Ld counsel for the respondent.

It is informed that regularization application of the appellant is still pending consideration in the MCD.

Due to pendency of the regularization application the hearing in the present case is getting delayed. MCD is directed to decide the said application expeditiously preferably on or before the next date of hearing.

Put up for purpose fixed on **18.09.2025**.

Interim orders to continue till the next date of hearing.

Copy of this order be sent to AE(B) concerned.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025

A.No. 268/25

01.05.2025

Present :

Sh. Dinesh Kumar, Ld counsel for the appellant.

Sh. Avishek Kumar, Ld counsel for the respondent along with Sh. Kushant Kumar, AE(B).

1. Status report is filed by the MCD. Copy supplied.
2. Record has been produced. It be deposited with Registry and tagged with the file.
3. Copy of the order dated 21.04.2025 passed in WP(C) 4935/25 is placed on record by the MCD. It is informed that Hon'ble High Court of Delhi is hearing the matter in respect of property in question and the next date of hearing in the Hon'ble High Court is 15.05.2025.
4. Ld. counsel for the appellant submits that they will move an appropriate application before the Hon'ble High Court of Delhi seeking necessary directions in respect of present appeal.
5. Ld. counsel for the MCD submits that as the appellant is seeking permission to move to Hon'ble High Court of Delhi for seeking clarifications, they will not take any coercive action against the property in question till next date of hearing.

At joint request of the parties, matter be listed for further proceedings on 07.05.2025.

Copy of the order be given dasti.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (V)

A.No. 267/25

01.05.2025

Present : Sh. Abul Hasan Khan proxy counsel for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Ld. counsel for MCD submits that the property is situated in Sainik Farms which is an unauthorized colony. He submits that no booking and no demolition order has been passed in respect of the property in question and the Tribunal does not have any jurisdiction to hear this appeal. He submits that they will file their status report during the course of the day. An adjournment is sought on behalf of the appellant as main counsel Sh. Vaibhav Sethi is un-available today due to bad health.

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

Put up for purpose fixed on 07.07.2025.

It is clarified that no directions on the interim application seeking stay has been granted by this Tribunal in the matter.

Copy of the order be given dasti.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

Contd.....

**2.30 p.m.**

At this stage, Mr. Ashutosh Gupta, Ld. counsel for MCD appeared and filed status report. Copy be supplied to the appellant.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (J)

A.No. 263/25

01.05.2025

Fresh appeal filed. Be checked and registered.

Present : Sh. Harvinder, Ld. counsel for the appellant joined through VC along with Ms. Bammi & Ms Meenakshi Tyagi in person.

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 27.05.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (V)

A.No. 276/25

01.05.2025

Fresh appeal filed. Be checked and registered.

Present : Sh. Chirag Anand, 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 arguments on interim application(s) and  
appeal on 27.05.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (V)

A.No. 273/25

01.05.2025

Fresh appeal filed. Be checked and registered.

Present : Sh. Hemant Sharma, 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 22.05.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (V)

A.No. 588/23

01.05.2025

Present : Sh. J.P.Singh, Ld counsel for the appellant along with  
appellant joined through VC.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Arguments on application under Section 5 of  
Limitation Act as well as appeal are heard at length  
from Ld. counsels of both the parties.

Put up for orders on 19.05.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 R

A.No. 597/23

01.05.2025

Present : Sh. I.S.Chauhan, Ld counsel for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Arguments on application seeking condonation of delay as well as appeal are heard at length from Ld. counsels of both the parties.

Put up for orders on 19.05.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 R

A.No. 264/25

01.05.2025

Fresh appeal filed. Be checked and registered.

Present : Sh. Manmeet Singh Maini, Ld. counsel for the appellant.

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

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

Ld. counsel for the appellant submits that they are apprehending the demolition action and requests for a short date.

Put up for arguments on interim application(s) and appeal on 08.05.2025.

(ABHILASH MALHOTRA)  
Addl. District & Sessions Judge  
P.O.: Appellate Tribunal, MCD  
01.05.2025 (V)