

A.No. 588/23

19.05.2025

Present : Sh. J. P. Singh, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Vide separate judgment of even date, the present appeal is allowed and the matter is remanded back to the Quasi Judicial Authority for deciding the same afresh.

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
19.05.2025 (s)

A.No.309/25 & 310/25

19.05.2025

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 arguments on interim application(s) and appeal on **10.06.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No.320/25 & 321/25
19.05.2025

Fresh appeal is filed. It be checked and registered.

Present : Sh. Harkrishan Das Nijhawan, appellant in person.

1. Appellant submits that they have no right, title, interest or stake in the property in question. He submits that appellant NGO a whistle blower organization and has filed the present appeal as a Public Interest Litigation (PIL) to challenge the sanctioned building plan of respondent.
2. Arguments on the point of *locus standi* of appellant NGO to file the Public Interest Litigation Appeals before this Tribunal are already being heard in appeal Nos. 40/25, 60/25, 80/25, 258/25, 259/25, 260/25, 261/25 & 262/25 and the said appeals are listed for further arguments on the point of *locus standi* of appellant NGO on 29.05.2025.
3. In one of the appeal, MCD has opposed the *locus standi* of the appellant NGO to file these Public Interest Litigation Appeals before this Tribunal and had sought time to file written submissions.
4. The present appeals also involve the issue of *locus standi* of appellant NGO to file this Public Interest Litigation Appeal. As a common question of law is involved in all the cases, accordingly, the present appeals be also listed along with other pending appeals for arguments on the point of *locus standi* of the appellant NGO on **29.05.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 816/15, 560/15, 557/15, 580/15, 236/15, 237/15, 488/15 ,903/15, 904/15, 928/15 & 809/15

19.05.2025

Present :

Sh. Ramnish Khanna, counsel for the appellant in appeal nos. 903/15 & 904/15 joined through VC.

Sh. Harsh Sharma, Proxy counsel for appellant in appeal No.580/15.

Sh. Tejas Gupta, proxy counsel for appellant in appeal Nos. 809/15, 560/15 & 557/15.

None for the appellant in appeal Nos.816/15, 236/15 & 237/15, 488/15, 928/15.

Sh. V.K.Aggarwal, Ld. counsel for MCD in appeal no. 928/15.

Sh. V.K.Aggarwal, proxy counsel for MCD in appeal no. 809/15, 560/15, 557/15, 580/15 & 488/15.

Proxy counsel for Sh. Umesh Burnwal, Ld. counsel for MCD in appeal nos.236/15 & 237/15 joined through VC.

Ms. Renu Soni, Nodal Officer for MCD in appeal nos ., 903/15 & 904/15.

Sh. Madan Sagar, Ld counsel for the respondent in appeal no.816/15.

Sh. Naresh Sharma, Ld counsel for DDA in appeal nos.560/15.

Sh. R.K.Singh, Proxy counsel for Sh. Anupam Sharma Ld. counsel for DDA in appeal nos.557/15, 236/15, 237/15 & 928/15.

Ms. Akansha Sharma, Proxy counsel for Sh. Jatin Aggarwal, Ld. counsel for DDA in appeal nos.488/15.

Sh. Dinesh Malik, Ld counsel for DSIDC in appeal nos. 560/15, 557/15, 236/15, 237/15, 488/15 & 928/15 joined through VC.

Ld counsel for both the parties informs that the issue regarding jurisdiction of DSIDC and MCD is pending before Hon'ble High Court of Delhi and verdict has been reserved in the said case. Copy of the order dated 28.04.2025 for WP (C) 5340/2016 is placed on record.

Put up for further proceedings on **29.10.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (V)

A.No. 383/19

19.05.2025

Present : Sh. Pramod Sharma, Ld counsel for the appellant in appeal No.383/19.

Sh. Dharamvir Gupta, Ld. counsel for respondent MCD.

Sh. Milind Bhaskar proxy counsel for respondent Nos.2 & 3.

Sh. Sh. Vijay K. Wadhwa, Ld counsel for the respondent for respondent No.4.

Ld. counsel for the parties informs that next date of hearing in civil suit CS (OS) No.40/16 listed before the Hon'ble High Court is 20.07.2025.

Accordingly, put up for further proceedings on **29.10.2025.**

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 366/19

19.05.2025

Present : Sh. Vijay K. Wadhwa, Ld counsel for appellant.
Sh. Dharamvir Gupta, Ld counsel for the respondent
MCD.
Sh. Simarpal Singh, Ld. counsel for respondents No.2
and 3.
Sh. Milind Bhasker, proxy counsel for respondent No.4
& 5.

Ld. counsel for the parties informs that next date of
hearing in civil suit CS (OS) No.40/16 listed before the
Hon'ble High Court is 20.07.2025.

Accordingly, put up for further proceedings on
29.10.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 368/24, 369/24, 274/23 & 275/23

19.05.2025

Present : Sh. Vinod Pand, Ld counsel for the appellant joined through VC.

Sh. Ajay Gaur and Ms. Amota Raj, Ld counsel for the respondent in appeal No.274/23.

Sh., R.K. Jain, Ld. counsel for respondent MCD in appeal No.275/23.

Ms. Renu Soni, Nodal Officer on behalf of MCD in appeal Nos. 368/24, 369/24.

Ld. counsel for appellant submits that he has instructions to withdraw the present appeals. He submits that he is currently out of station and withdraw the appeals on next date of hearing.

Accordingly, put up for further proceedings on **04.06.2025.**

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 395/20

19.05.2025

Present : Sh. Shashwat Kumar, Ld counsel for the appellant
alongwith appellant in person.
Sh. Mohit Shama, Ld counsel for the respondent.
Sh. S.B. Pandey, Ld. counsel for intervener.

Part arguments heard.

Some clarifications are required from the then AE(B)
in respect of deviations/excess coverage in the
property.

The then AE(B) concerned is directed to appear in
person on next date of hearing.

Put up for further argument on interim applications as
well as appeal on **28.10.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 569/22

19.05.2025

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

Ld. counsel for appellant submits that he is newly engaged in the matter and seeks some time to inspect the record before addressing the arguments in the matter.

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 **28.10.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 739/18

19.05.2025

Present : Sh. Hardik Rupal, Ld counsel for the appellant joined through VC.

Ms. Renu Soni, Nodal Officer on behalf of MCD.

Ld. counsel for appellant submits that they have been recently empanelled by the appellant institution and will file his vakalatnama on the next date of hearing. He further submits that Ld. Principal of the institution Professor Ms. Bhavna is unavailable today due to some medical exigencies in her family.

Her appearance is exempted for today. She is at liberty to appear through VC on the next date of hearing.

Put up for further arguments on appeal on **28.10.2025**.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 490/23 & 831/15

19.05.2025

Present : Sh. Ajay Kumar, appellant in person.
Sh. Ravi Ranjan, Ld counsel for the respondent joined through VC in appeal No.490/15.
Ms. Renu Soni, Nodal Officer on behalf of MCD in appeal No.831/15.

An adjournment is sought on behalf of the appellant as main counsel Sh. C.M. Verma is un-available today being admitted in hospital.

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 28.10.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 725/16, 842/16 & 1083/16

19.05.2025

Present : Ld. Proxy Counsel for the appellant.
Sh Ashutosh Gupta, Ld counsel for the respondent in
appeal no. 842/16.
Sh. Vinay Rathi, Ld counsel for the respondent in
appeal no. 725/16.
Ms. Renu Soni, Nodal Officer on behalf of MCD in
appeal no. 1083/16

It is informed that arguing counsel for the appellant is
unavailable today being busy before the Hon'ble
Supreme Court of India. Record shows that even on
the last date of hearing also an adjournment was
sought by the appellant on the same pretext.

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

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

Put up for purpose fixed on **16.10.2025**.

Interim orders to continue till the next date of hearing
in appeal no. 842/2016.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (s).

A.No. 401/24

19.05.2025

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

Appellant submits that his Advocate Ms. Sonali Chopra is unavailable today as her Car has suffered a break down.

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 **18.08.2025**.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 86/25

19.05.2025

Present : None for the appellant.

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

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

Put up for purpose fixed on 28.10.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 360/24, 517/23, 518/23 & 519/23

19.05.2025

Present : Ms. Khushi Sharma proxy counsel for the appellants
joined through VC.

Sh. Ankur Sharma, Ld counsel for the respondent in
appeal No.517/23 & 519/23 joined through VC.

Ms. Jasleen Kaur, Ld. counsel for the respondent in
appeal No.518/23 joined through VC.

Sh. Ashutosh Gupta, Ld. counsel for the respondent in
appeal No.360/24 joined through VC.

Sh. Vishal Mann, Ld. counsel for the intervener, joined
through VC.

Arguments could not be heard today as I have to proceed
for attending meeting called by the I.T. Cell for
implementation of CIS.

At request of parties, put up for purpose fixed on
27.08.2025 at 2.30 p.m.

The undertaking given by MCD in appeal No.360/24 to
continue till next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 264/25

19.05.2025

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

Ms. Jasleen Kaur, Ld counsel for the respondent MCD.

Sh. Ashok Kumar, Ld. counsel for respondent No.3
Sh. Satish Kataria.

Ld. counsel for respondent No.3 seeks some time to file reply. Advance copy be supplied to the appellant as well as MCD.

Ld. counsel for MCD submits that as respondent No.3 is seeking time to file his reply and to cut short the controversy, MCD will continue with their undertaking for not carrying out any demolition action in the property in question till next date of hearing. She request that a short date be given in the matter so that interim application and appeal can be heard on priority.

Put up for arguments on interim application and appeal on **22.07.2025**.

Copy of order be given dasti.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (J)

A.No. 302/25

19.05.2025

Present : None for the appellant.

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

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

Put up for purpose fixed on 28.10.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025

A.No. 597/23

19.05.2025

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

Vide separate judgment of even date, the present appeal is allowed and the matter is remanded back to the Quasi Judicial Authority for deciding the same afresh.

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
19.05.2025 (s)

A.No. 316/25

19.05.2025

Fresh appeal filed. Be checked and registered.

Present : None for the appellant.

None has appeared on behalf of appellant in person
as well in VC since morning despite various calls.

Put up for consideration on 03.06.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (V)

A.No. 675/23

19.05.2025

Present : Sh. Junaid Alam, Ld counsel for the appellant.
Sh. Paras Aggarwal, Ld counsel for the respondent.

Part arguments heard.

Ld counsel for the MCD seeks some time to take instructions regarding jurisdiction of this Tribunal to entertained this appeal.

Put up for further arguments on pending interim applications and appeal on 08.09.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (V)

A.No. 82/15 & 71/15

19.05.2025

Present : Sh. Deepak Vashisht, Ld counsel for the appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent.
Sh. Yogesh, Ld counsel for the intervener.

Ld counsel for the MCD informs that AE (B) concerned is not available today.

Put up for further arguments on pending interim applications and on the point of appeal on 13.10.2025. Interim orders to continue till the next date of hearing in appeal no. 71/15.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (V)

A.No. 173/25

19.05.2025

Present : Sh. Neha Kapoor, Ld counsel for the appellant along with
appellant no. 2 in person.
Sh. Ashotosh Gupta, Ld counsel for the respondent.

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 the MCD takes a preliminary objection in
respect of maintainability appeal as appellant has
impugned the vacation notice. He also takes a preliminary
objection as the appeal is time barred.

Arguments on the aforesaid aspects are heard from Ld
counsel for both the parties.

Put up for order today at 04.00 PM.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (V)

04:00 PM

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

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
19.05.2025 (V)

A.No. 210/25

19.05.2025

Present : Sh. V.K. Mantoo, Ld counsel for the appellant.
Ms. Renu Soni, Nodal Officer on behalf of the
respondent / MCD R-1.
Sh. Atul Kumar and Akash Gupta, Ld counsel for the
respondent R 2 to 5.
Sh. Naresh Sharma, Ld counsel for the
respondent/DDA R-6.

Part arguments heard.

Ld counsel for the appellant informs that a civil suit in
respect of property in question is pending before the
South-East Saket District Courts. It is informed that
the compromised talks in the case were going on and
he needs to take some instructions before addressing
arguments in the matter.

Put up for further arguments on pending interim
applications and appeal on 28.10.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (V)

A.No.132/25

19.05.2025

Present : Sh. Atul Kumar Gupt and Sh. Akash Gupta, Ld
counsel for the appellant.
Sh. Ajay Gaur, Ld counsel for the respondent.
Sh. V.K. Mantoo, Ld counsel for the applicant.

Copy of application under Order 1 Rule 10 CPC is
supplied to the appellant.

Ld counsel for the appellant seeks sometime to file
reply. Advance copy be supplied to the opposite
parties.

Put up for arguments on applications under Order 1
Rule 10 CPC pending interim applications and appeal
on 28.10.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (V)

A.No. 322/25

19.05.2025

Fresh appeal filed. Be checked and registered.

Present : Ms. Leena Tuteja, Ld. counsel for the appellant along with Sh. Ishan Choubey, Advocate.

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 26.05.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
19.05.2025 (V)