A.No. 422/25

10.07.2025

Fresh appeal filed. Be checked and registered.

Present: Sh. Rupesh Sharma, Ld. counsel for the appellant.

Ld counsel for the appellant seeks sometime to place on

record of property tax return.

Put up for consideration on 18.07.2025.

A.No. 436/25

10.07.2025

Fresh appeal filed. Be checked and registered.

Present: Sh. Habib Ahmed, 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 19.08.2025.

A.No. 441/25

10.07.2025

Fresh appeal filed. Be checked and registered.

Present:

Sh. Ayush Rathore, 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 04.09.2025.

A.No. 447/25

10.07.2025

Fresh appeal filed. Be checked and registered.

Present: Sh. G.D. Mishra, Ld. counsel for the appellant.

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

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

Put up for arguments on interim application(s) and appeal on 20.08.2025.

A.No. 448/25

10.07.2025

Fresh appeal filed. Be checked and registered.

Present:

Sh. D.K. Sisodia, Ld. counsel for the appellant along with Ms. Shalini Kesarwani, 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 27.08.2025.

A.No. 551/19

10.07.2025

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

Sh. Atul Tanwar, Ld counsel for the respondent joined through VC.

- An application seeking temporary desealing of the property in question moved by the appellant is listed today. Ld. counsel for appellant submits that it has come to his knowledge that the Delhi Metro through MCD is likely to carry out demolition action and before that the appellant wants to remove his goods/articles from the property sealed by the MCD.
- Ld. counsel for MCD submits that they have no objection in case the property is temporarily desealed for the limited purpose of removing of goods/articles.
- 3. At joint request of the parties property be desealed temporarily at 11.00 AM for the period of 48 hours. The AE(B) concerned is directed to monitor the sealing and desealing of the property. MCD is at liberty to reseal the premises prior to 48 hours in case the appellant is able to remove goods/articles earlier than time specified.
- 4. The appellant shall tender indemnity bond to the MCD indemnifying against the third party claim, if any, may arise in respect of articles removed.

Appellant shall file a list of documents removed with the MCD. Application is disposed off.

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

Copy of the order be also communicated to the AE(B) concerned for compliance.

Put up on date and purpose already fixed i.e. **31.07.2025**.

A.No. 729/24 10.07.2025

Present:

Ms. Namarta Malik & Sh. Dinesh Chander, Ld counsel for the appellant No.3.

Sh. Satish Chandra, Ld. counsel for the appellant nos. 1 & 2.

Sh. Ashutosh Gupta, Ld counsel for the respondent.

- Reply is filed by MCD to the application under Section
   151 CPC for seeking permission for repairs.
- Ld. counsel for appellant nos. 1 & 2 also submits that they also want to remove debris and adopt the application moved by appellant no.3.
- Ld. counsel for MCD submits that in order to prevent the
  potential hazards they have no objection in case loose
  debris is removed from third floor and fourth floor of the
  property in question and they are ready to temporarily
  deseal the property in question.
- In respect of repairs, Ld. counsel for appellant seeks some time to consult their architect to file affidavit informing permission regarding nature of repairs which they intend to carry out. Advance copy of the same be supplied to MCD.
- At joint request of parties, property be desealed temporarily for a period of 72 hours i.e. from 15.07.2025 to 17.07.2025. AE(B) concerned is directed to monitor

Contd...

the progress. It is clarified that the temporarily desealing is for limited purposes of removal of debris and no further construction and repair shall be carried out in the property in question.

Put up for further consideration on application seeking repairs on 18.07.2025.

Copy of order be given dasti to all parties.

A.No. 347/25

10.07.2025

Present:

Sh. Vikram Singh Nayal, Ld counsel for the appellant with Mr. Shashi Kant, Mr. Ashwani Dwivedi and Mr. Md. Azam Khan, Advocates.

Sh. Ashutosh Gupta, Ld counsel for the respondent with Mr. Abhaya Chaturvedi, AE(B)/NZ.

Sh. Madhusudan, Ld. counsel for respondent No.2.

Status report is filed by the MCD, copy supplied.

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

Another appeal bearing No.362/25 is filed by the coowners in the property.

Notice of the appeal is issued to the MCD today in the said case.

Both the appeals need to be heard together as they pertains to the same property.

Put up for arguments on interim application and appeal on 18.09.2025.

A.No. 357/25

10.07.2025

Present: Sh. Sahil Ahuja, Ld counsel for the appellant.

Sh. Ashutosh Gupta, Ld counsel for the respondent along

with Sh. Abhaya Chaturvedi, AE(B).

Status report is filed by respondent / MCD. Copy

supplied.

Ld counsel for the appellant seeks sometime to inspect

the record before addressing arguments in the matter.

Put up for further arguments on interim applications and

appeal on 10.11.2025.

A.No. 358/25

10.07.2025

Present: None for the appellant.

Sh. K.D. Sharma, Ld counsel for the DDA. Fresh Vakalatnama is filed on behalf of DDA.

Ld counsel for DDA submits that they will file record in the registry of this Tribunal during the course of day.

None has appeared on behalf of appellant since morning in the Tribunal or through VC despite various calls.

In the interest of justice, no adverse order is being passed today.

Put for the purpose already fixed on 10.12.2025,

A.No. 362/25 10.07.2025

Fresh appeal filed. Be checked and registered.

Present:

Sh.Madhusudan, Ld. counsel for the appellant with Mr. C.M. Sharma, Vikhyat Oberoi, Mr. Ankit Kakkar, Ms. Shreya Mehra and Mr. Fazal Haroon, Advocates.

Ld. counsel for appellant submits that appellant No.1 Mr. Nitin Saxena is occupier of the property in question and the demolition order is passed against him. He submits that appellant No.2 is the subsequent purchaser who has purchased the share of appellant No.1.

Ld. counsel for MCD submits that appeal No.347/25 is filed by one of the co-owner and they have no objection in case the present appeal filed by the other co-owners is also heard on merits.

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 **18.09.2025**.

## A.No. 06/SCM/13

## 10.07.2025

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

Sh. S.N. Aggarwal, Director of appellant complany.

Sh. V.K. Aggarwal, Ld counsel for the respondent.

Sh. Pradhuman Kumar, Ld counsel for the DDA joined

through VC.

Part arguments heard.

At joint request of both the parties, put up for further arguments on the point of appeal on 14.07.2025 at 02.30 PM.

A.No. 966/13 10.07.2025

Present:

Sh. Deepak Diwan, Ld counsel for the appellant joined through VC.

Sh. Prateek Gupta, Ld counsel for the respondent.

Sh. Dinesh Dahiya, Ld counsel for the ASI.

Sh. Fabin Mathew Vargese, Ld counsel for the Heritage Conservation Committee.

An application under Section 151 CPC is moved by Advocate Sh. Dinesh Dahiya, Ld counsel for ASI. He submits on 27.02.2025 he had appeared in Item No. 46-49. He submits that his appearance was recorded in Item No. 46-48, but not in Item No. 49, which is in present case.

The Reader confirms that the fact of recording of his appearances in Item No. 46-48.

Accordingly, clarification regarding his appearance is also taken on record. Application is disposed off.

Ld counsel for appellant submits that he has engaged recently and seeks sometime to inspect the record and take instructions before addressing arguments in the matter.

Put for the purpose already fixed on 10.12.2025.

A.No. 5/14

10.07.2025

Present:

Sh. Soin Khan, Ld counsel for the appellant joined

through VC.

Sh. Dharamvir Gupta, Ld counsel for the respondent.

Status report along with site plan is filed by the MCD in terms of order dated 05.12.2024 & 15.04.2025. Copy placed on record.

Put up for purpose fixed on 10.12.2025.

A.No. 124/15

10.07.2025

Present: Sh. Irfan Ahmed, Ld counsel for the appellant.

Sh. Mohit Sharma, Ld counsel for the respondent.

Sh. Imran Ali, Ld counsel for the intervener.

Ld counsel for intervener submits that bank/appellant has already vacated the property in the year 2015 and the present appeal is filed against sealing order has become infrutuous.

Ld counsel for appellant seeks sometime to take instructions in this regard. The authorized representative of the bank is directed to appear in person on next date of hearing.

Put for the purpose already fixed on 28.08.2025.

A.No. 266/15

10.07.2025

Present:

Sh. Rajeshwar Kumar Gupta, Ld counsel for the appellant.

Sh. Anupam Sharma, Ld counsel for the respondent/DDA along with Sh. Manish Yadav, Nodal Officer, DDA.

Ms. Madhurima Ghosh, Ld counsel for respondent no. 2.

Part arguments heard.

Put up for further arguments on the point of appeal on 26.09.2025.

A.No. 794/18, 673/18 & 674/18

10.07.2025

Present: Ms. Vratika Mittal proxy counsel for the appellant.

Sh. Umesh Burnwal, Ld counsel for the respondent in

appeal Nos. 673/18 & 674/18.

Ms. Sudesh Sharma, Ld. counsel for respondent in

appeal No.794/18.

Sh. Dinesh Dahiya, Ld. counsel for ASI.

An adjournment is sought on behalf of the appellant as main counsel Sh. Suhail Khan is un-available today due to heavy rain fall.

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 10.12.2025.

## A.No. 724/18 & 725/18

10.07.2025

Present: Sh. Manoj Kumar, Ld counsel for the appellant.

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

An adjournment is sought on behalf of the MCD as main counsel Ms. Praveen Sharma is un-available today due to

some personal exigencies.

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

Put up for purpose fixed on 08.12.2025.

A.No. 710/22 & 346/19

10.07.2025

Present:

Smt. Simrin Anand Appellant in person in appeal No.710/22.

Smt. Amarjit Malik, appellant in person in appeal No.346/19.

Sh. Sanjeet Kumar, proxy counsel for Sh. Anubhav Gupta, Ld. counsel for respondent in appeal no.346/19.

Sh.V.K. Aggarwal, Ld counsel for the respondent in appeal no.710/22.

- An application is moved by appellants informing that they are in process of moving the regularization application and for that purpose architect needs to inspect the third floor of property in question and request that it be temporarily desealed.
- 2. Ld. counsel for MCD do not oppose the request. Accordingly, the property i.e. third floor be temporarily desealed on 17.07.2025 at 11:00 AM under the supervision of AE(B) concerned for the limited purpose of inspection by architect of appellants. The property be resealed on the same day once architect finishes his inspection.

Put up for the purpose already fixed on 31.07.2025. Copy of order be given dasti to both the parties.

A.No. 56/21 & 57/21

10.07.2025

Present: Sh. Amit Rathore, Ld counsel for the appellant along with

Sh. Arun Sethi, Sh. Kailash Rana & Ms. Gunjan

Chaudhary, Adovcates.

Sh. Madan Sagar , Ld counsel for the respondent.

Part arguments heard.

Some clarifications are required in respect of subdivision of plot as well as layout plan. The then AE(B) concerned is directed to appear before the Tribunal on next date of hearing.

Put up for further arguments on the point of appeal on 13.11.2025.

A.No. 302/21

10.07.2025

Present: None for the appellant.

Sh.V.K.Aggarwal, Ld counsel for the respondent.

No one is present on behalf of appellant in Tribunal and

in VC despite various calls since morning.

In the interest of justice, no adverse order is being

passed today.

Put for the purpose already fixed on 11.12.2025.

A.No. 666/22 & 294/24

10.07.2025

Present: Sh. Anuj Garg, Ld counsel for the appellant.

Sh. V.K.Aggarwal, Ld counsel for the respondent in

appeal no.294/24.

Sh. Avishek Kumar, Ld counsel for the respondent in

appeal no.666/22.

Part arguments heard.

Ld. counsel for MCD seeks some time to inspect the

record before addressing arguments in the matter.

In the interest of justice, one more opportunity is granted

to the MCD to address arguments in the matter.

Put up for the purpose already fixed on 20.11.2025.

A.No. 130/24 & 334/23

10.07.2025

Present: Sh. Nalin Vinayak Gupta, Proxy counsel for the

appellant.

Sh. Ashutosh Gupta, Ld counsel for the respondent in

appeal no.334/23.

Ms. Parveen Sharma, Ld counsel for the respondent in

appeal no.130/24.

An adjournment is sought on behalf of the appellant as

main counsel Sh. Shiv Charan Garg 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 11.12.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge

P.O.: Appellate Tribunal, MCD 10.07.2025 R A.No. 764/23

10.07.2025

Present: Proxy for the appellant.

Sh. Deepak Dhola, Associate Ld counsel joined through

VC.

An adjournment is sought on behalf of the appellant as main counsel Sh. R.B. Singh is un-available today due to medical exigency.

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 11.12.2025.

A.No. 767/23 & 768/23 10.07.2025

Present:

Sh. Mayank Mehandru and Sh. Singhant Banga, Ld counsel for the appellant.

Sh. Ashutosh Gupta, Ld counsel for the respondent.

Sh. Bhuvneshwar Tyagi, Ld. counsel for intervener joined through VC alongwith Mr. Sunil Kumar, intervener in person present in the Tribunal.

Ld. counsel for intervener submits that they have filed various complaints before the MCD on the basis of which the present proceedings were initiated. He submits that they have instructions to withdraw the application under Order 1 Rule 10 CPC and permission be granted to assist the MCD counsel in the matter.

Ld. counsel for MCD as well as appellant does not oppose the request.

Separate statement of the applicant/intervener is record in this regard. Application is dismissed as withdrawn.

Arguments on the point of appeal are addressed at length by Ld. counsel for appellant as well as MCD.

Ld. counsel for intervener seeks a short adjournment to point out their objections to the MCD counsel for further arguments.

At joint request of all the parties matter be listed for further arguments on the point of appeal on 16.07.2025.

A.No. 303/24

10.07.2025

Present: Sh. Naveen Kumar Sharma, Ld counsel for the appellant.

Ms. Parveen Sharma, Ld counsel for the respondent.

Ld. counsel for appellant submits that he is not feeling well today and not in a position to address arguments in the matter.

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

Put up for the purpose already fixed on 11.12.2025.

## A.No. 316/24 & 317/24

10.07.2025

Present:

Sh. Prateek Chaudhary and Sh. Ravinder Kumar, Ld counsel for the appellant.

Sh. Pritish Sabharwal, Ld counsel for the respondent alongwith Sh. Rakesh Brijwal, EE(B), Sh. Y.P. Singh, the then AE(B) (Retd.) and Sh. W.A. Khan, JE(B).

Sh. Sagar Dhama, Ld. counsel for respondent in appeal No.317/24.

- An application under Section 151 CPC is moved on behalf of the MCD seeking waiver of cost imposed vide order dated 15.04.2025.
- In view of the exigencies cited in the application, the application seeking waiver of cost is allowed and the cost is waived.
- 3. It is submitted by the Ld. counsel for appellant that they have filed the copy of sale deed along with registered site plan which is at page 48 and 102 of the appeal No.317/24. He submits that site plan at page No.102 is part of the sale deed dated 01.06.2005 which is prior to cutoff date. He submits that the structure in question is in conformity and in accordance with the site plan at page No.102 and 48 of the appeal and MCD while passing the order has

ignored the fact that the structure existed prior to cutoff date.

4. Ld. counsel for MCD seeks some time to file a site plan taking into consideration the site plan filed by the appellant at page No. 102 & 42 of the appeal No.317/24 and clarifying about the property and the portions which have been booked by the MCD in the present case.

Put up for filing of site plan by the MCD as well as for further arguments on the point of appeal on **25.09.2025** at **2.30** p.m.

A.No. 694/24

10.07.2025

Present: Sh. Harish brother of appellant.

Sh. Mohit Sharma, Ld counsel for the respondent.

Sh. Harish brother of appellant submits that they are in process of engaging a new counsel in this matter. He seeks a short adjournment.

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 17.10.2025.

Interim orders to continue till the next date of hearing.

A.No. 832/24

10.07.2025

Present: Sh. Dinesh Singh Bachgoti, Ld counsel for the appellant

joined through VC.

Sh. V.K. Aggarwal, Ld counsel for the respondent.

Part arguments heard.

Arguments could not be concluded today due to

connectivity issues in the video conferencing.

Put up for further arguments and purpose already fixed

on 28.10.2025.

A.No. 840/24

10.07.2025

Present: Proxy counsel for the appellant.

Ms. Renu Soni, Nodal Officer on behalf Ms. Vasu Singh,

Ld. counsel for MCD.

An adjournment is sought on behalf of the appellant as main counsel Sh. R.K. Singh 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 11.12.2025.

A.No. 1004/24 & 1005/24

10.07.2025

Present: None for appellant.

Sh. Ashutosh Gupta, Ld counsel for the respondent.

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

None has appeared on behalf of appellant since morning in the Tribunal or through VC despite various calls.

In the interest of justice, no adverse order is being passed today.

Put up for purpose fixed on 07.08.2025.

A.No. 1066/24 & 1067/24

10.07.2025

Present: Sh. Vimal Dhingra, Ld counsel for the appellant.

Sh. Pritish Sabharwal, Ld counsel for the respondent.

It is informed that the matter is listed before the Hon'ble High Court of Delhi today.

Ld. counsel for both the parties inform that Hon'ble High Court of Delhi has granted liberty to the appellant to pursue their legal remedy in the present appeal. They seeks some time to file copy of the order passed by the Hon'ble High Court.

At joint request of the parties matter be listed for consideration of the application seeking early hearing as well as pending interim application seeking stay on 17.07.2025.

Ld. counsel for MCD submits that they will continue with their undertaking in the matter till next date of hearing.

A.No. 83/25

10.07.2025

Present: Sh. R.K.Bhardwaj, Ld counsel for the appellant.

Sh. Atul Tanwar, Ld counsel for the respondent no.1 & 2.

Sh. Sumit Kumar, Ld. counsel for the respondent no.3.

Fresh Vakalatnama is filed by Ld. counsel for respondent.

It be taken on record.

Status report is filed by respondent / MCD in terms of previous order. Copy supplied.

Ld. counsel for appellant submits that he wants to study the same before addressing arguments in the matter.

Put up for further arguments on pending interim applications and appeal on 09.10.2025.

Interim orders to continue in respect of second floor till the next date of hearing.

A.No. 348/25

10.07.2025

Present: Sh. Amit Gupta, Ld counsel for the appellant.

Sh. V.K. Aggarwal, Ld counsel for the respondent. Fresh

Vakalatnama filed, same is taken on record.

Ld. counsel for appellant submits that they are in process of obtaining some documents from DDA to submit the same before the MCD in regularization proceedings.

Ld. counsel for MCD submits that as the regularization application is pending, therefore, they will continue with their undertaking till next date of hearing.

At request of the parties put up for purpose already fixed on **29.08.2025**.