

A.No. 443/25

11.07.2025

Fresh appeal filed. Be checked and registered.

Present : Sh. Karishan Kumar, Ld. counsel for the appellant along with appellant 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 25.08.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

A.No. 449/25

11.07.2025

Fresh appeal filed. Be checked and registered.

Present : Sh. Ilesh Shukla, Ld. counsel for the appellant along with
Sh. Manv Jain, 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.

Ld counsel for appellant that they have already filed appeal challenging sealing order bearing no. 444/25 which is listed before this Tribunal on 18.07.2025.

Put up for arguments on interim application(s) and appeal on 18.07.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

A.No. 41/25

11.07.2025

Present : None for the appellant.
Sh. Madan Sagar, Ld counsel for the respondent along
with Sh. R.D. Chaudhary, AE(B).

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

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

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 12.12.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

A.No. 85/25

11.07.2025

Present :

Sh. Prashant Kumar, Ld counsel for the appellant.

Sh. Madan Sagar, Ld counsel for the respondent.

1. An application is moved by the appellant seeking temporary desealing of the property in question. Ld. counsel for appellant submits that appellant intends to remove the goods and articles which are lying inside the sealed property. Ld. counsel for MCD do not oppose the request.
2. Accordingly, AE(B) concerned is directed to desal the property temporarily on 16.07.2025 at 11.00 AM. The property be resealed on the same day upon removal of goods and articles by the appellant.
3. 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.
4. 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.
28.08.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025

A.No. 350/25

11.07.2025

Present : Sh. Milan Popli, Ld counsel for the appellant along with
Sh. Shivam Midha, Advocate.
Sh. V.K. Aggarwal, Ld counsel for the respondent.
Sh. Mandeep Singh & Sh. Sushant Singh, Ld counsel for
the Intervener.

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

Ld counsel for MCD submits that they will file MCD record
during the course of the day.

An application under Order 1 Rule 10 read with Section
151 CPC is move by intervener Sh. Baldev Singh & Ors.
Copy supplied.

Put up for reply and arguments on application under
Order 1 Rule 10 CPC, for arguments on pending interim
applications and appeal on 14.11.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

A.No. 377/25

11.07.2025

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

Present : Sh. O.P. Gupta, Ld counsel for the appellant.

It is submitted that MCD is likely to take coercive action against the property in question and in case interim application seeking stay is not heard on merits the appellant will suffer irreparable loss and appeal will become infructuous.

Notice of the application be issued to the respondent MCD for 16.07.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

A.No. 433/25 & 434/25

11.07.2025

Present : Sh. Charanpreet Singh, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.
Record is produced. It be deposited with Registry and tagged with the file.
Part arguments heard.
Ld. counsel for MCD seeks some time to file status report.
Ld. counsel for the appellant submits that as an adjournment is sought for filing of status report by the MCD, they be restrained from taking any coercive action in the property till next date of hearing.
Ld. counsel for respondent opposes the said request. He submits that the interim application be decided on merits. However, on instructions from the department he assures that the respondent MCD will not carry out any demolition action against the property in question till next date of hearing.
Accordingly, at joint request of both the parties matter be listed for further arguments on pending interim applications and appeal on 28.08.2025.
It is clarified that no request for further adjournment shall be entertained in the matter.
Copy of order be given dasti.
Copy of order be also communicated to AE(B) concerned.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 R

A.No. 19/25 (M)

11.07.2025

File taken up today on an application moved by applicant under Order 47 Rule 1 CPC read with Section 114 and 151 CPC for review of order dated 16.08.2023 by this Court.

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

Notice of the application be issued to the MCD for **19.09.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (J)

A.No. 680/13

11.07.2025

Present : Sh. Ali Mirza, Ld counsel for the appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent.
Sh. Abhishek Sethi, Ld counsel for the intervener.

An application seeking waiver of cost is moved by the appellant. In view of exigencies cited in the application cost imposed by order dated 24.01.2024 is waived off and the application is allowed.

Part arguments heard

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

Put up for arguments on the point of appeal on 03.09.2025 at 02.30 PM.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

A.No. 743/16, 697/18 & 774/17

11.07.2025

Present : Sh. Rohit Goel, Ld counsel for the appellant with Mr. Anas Akhtar, Advocate.
Sh. Dharamvir Gupta, Ld counsel for the respondent.

Ld. counsel for appellant requests for an adjournment as he is not carrying his case file today.

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 **17.11.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (J)

A.No. 802/16 & 784/16

11.07.2025

Present : Sh. Amit Kochar, Ld counsel for the appellant joined through VC with Mr. Savneet Thukral, appellant in appeal No.802/16.

Sh. Dharamvir Gupta, Ld counsel for the respondent in appeal No. 802/16 and 784/16 alongwith Sh. Mohit Sharma, Ld. counsel for MCD and Mr. Vipin Gosain, AE(B).

Status report is filed by the MCD giving covered area as per the sanctioned building plan.

AE(B) concerned informs that they were not able to measure the area in the property as the appellant did not allow them to enter the property.

In view of the above facts and circumstances, it is directed that the property belonging to the appellant be inspected on 16.07.2025 at 12.00 p.m. by the MCD officials to ascertain the covered area. Appellant is directed to tender necessary cooperation to the MCD officials for carrying measurement of the property.

Status report be filed by the MCD on next date of hearing alongwith photographs.

Put up for filing of status report by MCD as well as interim application and appeal on 14.11.2025.

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

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (J)

A.No. 267/18

11.07.2025

Present : Sh. Abhinav Agarwal, Ld counsel for the appellant along with Sh. Piyush Bhardwaj and Sh. Shivam, Advocates.
Sh. Dharamvir Gupta, Ld counsel for the respondent.

It is argued by counsel for the appellant that in status report dated 13.03.2024 MCD has stated that property in question abuts on NH-8 (Stretch of Mahipalpur Village) which has been declared mixed land use (MLU) as per MPD-2021. He submits that a guest house is permitted to run from property which abuts mixed land use road. Some clarifications as well as assistance is required from Law Department, MCD to deliberate the legal issues involved in the present case.

Accordingly, the Chief Law Officer, MCD is directed to depute a representative on next date of hearing to assist the Tribunal.

Put up for further argument on the point of appeal on 22.12.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

A.No. 515/18

11.07.2025

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent.

It is informed that MCD in their status report dated 27.02.2025 has clarified that the property in question falls in the village. Copy of the notification or any other supporting documents is not filed along with the report. AE(B) concerned is directed to file the same before this Tribunal.

Put up for arguments on pending interim application and appeal on 10.12.2025.

Interim protection granted vide order dated 28.08.2018 to continue till next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (B)

A.No. 31/19 & 620/23

11.07.2025

Present : Sh. Manmohan Goel, Ld counsel for the appellant.
Sh. Dharamvir Gupta, Ld counsel for the respondent with
Mr. K.K. Sharma, AE(B).

AE(B) Mr. K.K. Sharma, submits that he has recently joined in the Zone as the previous AE(B) Mr. R.R. Meena AE(B) has been transferred. He seeks some time to study the record and assist the Tribunal.

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

Put up for arguments on the point of appeal on
17.11.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (J)

A.No. 241/22 & 238/22

11.07.2025

Present : Ms. Parul Agarwal, Ld counsel for the appellant alongwith appellant in person.

Sh. Tejhasvi Goel, Ld counsel for the respondent joined through VC with Mr. K.K. Sharma, AE(B) present in the Tribunal.

Status report is filed by the MCD, placed in appeal NO.238/22. Copy of status report supplied to the appellant.

Ld. counsel for the appellant seeks some time to take instruction for removal of non compoundable area which is pointed out by the MCD in their status report filed today.

Put up for deliberation on status report filed today, arguments on pending interim application as well as appeal on **11.12.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (J)

A.No. 284/22

11.07.2025

Present : Sh. Yogesh Dwivedi, Proxy counsel for the appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent.

It is informed that arguing counsel Mr. Sunil Kumar is not available today being busy in Hon'ble High Court of Delhi. 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 12.12.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

A.No. 431/22

11.07.2025

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

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 purpose already fixed on 12.12.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

A.No. 653/22, 654/22 & 333/23

11.07.2025

Present : Sh.Jagdish Bhattacharya and Advocate Ipsita, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent in appeal No.333/23.
Sh. S. Adil Hussain, Ld. counsel for respondent in appeal Nos. 653/22 & 654/22.
Sh. Navin Kaul AE(B), Sh. D.K. Meena, AE(B) and Sh. Anil Bansal, AE(B).

Part arguments on the point of appeal heard.

Mr. Anil Bansal, AE(B) submits that they will brief about the matter to the Dy. Commissioner and seeks instructions in respect of re-opening of regularization proceedings in the present case.

At request of both the parties, put up for further arguments on the point of appeal on **19.09.2025**.

AE(B) concerned shall remain present in person on next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (J)

A.No. 81/23

11.07.2025

Present : Ms. Radhika Singh, Ld counsel for the appellant.
Ms. Vasu Singh , Ld counsel for the respondent joined
through VC.

An affidavit is filed by appellant giving measurements of
property. Copy supplied.

Ld. counsel for MCD seeks some time to study the same
before addressing arguments in the matter.

Put up for further arguments on pending interim
applications and appeal on 12.12.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 R

A.No. 222/23
11.07.2025

Present : Sh. Rajat Aneja & Sh. Rishb Jain, Ld counsel for the appellant.
Ms. Renu Soni, Nodal Officer on behalf of MCD.
Sh. Rohit Goel, Ld. counsel for intervener along with intervener no.2.

Part arguments heard.

An adjournment is sought as MCD counsel Mr. Pritiesh Sabharwal is unavailable today being busy in Hon'ble High Court of Delhi.

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

Put up for further arguments on the point of appeal on 15.09.2025 at 2:30 PM.

The interim protection granted vide order dated 03.05.2023 to continue till next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025

11:50 AM

At this stage, Sh. Sanjeet Kumar, associate counsel for Sh. Pritish Sabharwal, Ld. counsel for respondent has appeared. He is informed about the order passed today.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 R

A.No. 21/24

11.07.2025

Present : None for the appellant.
Sh. Chetan Hasija, Ld counsel for the respondent along with Sh. R.D.Chaudhary, AE(B).
Sh. Kunwar Singh, Ld. counsel for respondent no.2 joined through VC. Fresh Vakalatnama filed, same is taken on record.

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

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

An application seeking permission for supply of electricity is moved by respondent no.2. Copy kept on record and same be released against due acknowledgement. Copy supplied to MCD.

Ld. counsel for respondent / MCD seeks some time to file reply.

Put up for further arguments on aforesaid application and pending interim applications as well as appeal on 26.08.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 R

A.No. 248/24

11.07.2025

Present : Ms. Vaishali Gupta , Ld counsel for the appellant joined through VC.

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

Sh. Jugal Bagga & Sh. Sumit Kaushik, Ld counsel for the intervener along with intervener Sh. Chet Ram Kaushik.

Part arguments on application under Order 1 Rule 10 CPC heard.

The photocopy of documents is filed by applicant along with application are crossed. Ld. counsel for applicant seeks some time to filed fresh set of documents.

Put up for further arguments on application under Order 1 Rule 10 CPC and pending interim applications as well as appeal on 12.12.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 R

A.No. 330/24

11.07.2025

Present : Sh. Prachi Gupta, Ld counsel for the appellant.
Sh. Ravi Ranjan, Ld counsel for the respondent joined
through VC.
Sh. Ravi Bassi, Ld counsel for intervener.

The record of appeal no. 381/22 is not produced by the
registry in compliance of previous order. The Registrar is
directed to produce the record on next date of hearing.

Put up for purpose fixed on 12.12.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

A.No. 389/24

11.07.2025

Present : Ms. Shivani Gaur, Proxy counsel for the appellant.
Sh. Atul Tanwar, Ld counsel for the respondent joined through VC.

An adjournment is sought on behalf of the appellant as main counsel Sh. Manoj Kumar 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 12.12.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 R

A.No. 754/24 & 752/24

11.07.2025

Present : Sh. G.R.Verma, Ld counsel for the appellant.
Ms. Renu Soni, Nodal Officer on behalf of MCD.

Arguments could not be heard as advocate for MCD Mr.
H.R.Agarwal is unavailable today due to bad health.

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 12.12.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 R

A.No. 48/25

11.07.2025

Present : Sh. Pawan Kant Singh, Proxy counsel for the appellant along with appellant.

Ms. Vasu Singh , Ld counsel for the respondent joined through VC.

Sh. Rakesh Mittal, Ld. counsel for intervener joined through VC along with Sh. Ajay Harsha, Advocate in person.

Appellant seeks an adjournment as arguing counsel Mr. Amandeep Singh is unavailable today as his marriage is scheduled for today.

Appellant assures that they will supply the advance copy of reply to the application under Order 1 Rule 10 CPC to the Ld. counsel for intervener as well as MCD before the next date of hearing.

Put up for the purpose already fixed on 16.10.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 R

A.No. 95/25 & 164/25

11.07.2025

Present : Sh. Aditya Jain, Ld counsel for the appellant. Fresh Vakalatnama filed, same is taken on record.
Ms. Vasu Singh , Ld counsel for the respondent joined through VC.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Ld. counsel for appellant seeks an adjournment to inspect the record.

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

Put up for further arguments on pending interim applications and appeal on 11.12.2025.

Interim orders to continue till the next date of hearing in appeal no.164/25.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 R

A.No. 121/25

11.07.2025

Present : Sh. Prashant Diwan, Ld counsel for the appellant.
Sh. Pritish Sabharwal, Ld. counsel for respondent joined through VC.

Arguments on application under Section 151 CPC moved by the MCD heard.

Ld. counsel for appellant submits that they do not wish to file any reply to the application and submits that appeal be decided on merits.

Arguments heard from the Ld. counsels of both the parties.

Put up for orders 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
11.07.2025 R

A.No. 166/25
11.07.2025

Present : Sh. Vikash Sharma, Ld counsel for the appellant along with Sh. Piyush Lakhanpal, Advocate.
Sh. Shashi Pratap Singh, Ld counsel for the respondent / NDMC along with Sh. Chandresh, JE & Sh. Ashok Kumar, Sr. Asstt., NDMC.

Ld counsel for the NDMC submits that they will file status report in terms of previous order during the course of the day. Copy be supplied to Ld counsel for appellant also.

At joint request of both the parties, the matter be listed for further arguments on the point of appeal on 29.08.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

At this stage Sh. Sudershan Kumar, ALO, NDMC appeared and filed status report. He is informed about the orders passed today.

Put up on date already fixed i.e. 29.08.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (V)

A.No. 197/25

11.07.2025

Present : Sh. M.P.S. Kasana, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Reply to the application seeking permission to file additional documents is filed by the MCD, copy supplied. Arguments are heard at length from Ld. counsel for both the parties an application under section 5 of Limitation Act, application seeking permission to file additional documents and appeal. During the course of arguments it surfaced that MCD has not filed the record regarding sealing order dated 04.10.2024.

Ld. counsel for MCD seeks a short adjournment to file the MCD record and to conclude his arguments in this case. At joint request of both the parties put up for arguments on the aforesaid applications as well as appeal on 15.07.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
11.07.2025 (B)