

A.No. 494/25

25.07.2025

Fresh appeal filed. Be checked and registered.

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

Ld counsel for appellant submits that they have filed the present appeal in respect of ground floor, first floor and second floor of the property in question.

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 08.09.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (V)

A.No. 500/25

25.07.2025

Fresh appeal filed. Be checked and registered.

Present : Sh. S.P. Dhankhar, Ld. counsel for the appellant.

1. The present appeal has been filed by appellant against letter dated 15.04.2025 written by AE(B) concerned to the Station House Officer, Police Station, Kanjhawala.
2. In the appeal it is stated that appellant is aggrieved from installation of mobile tower in a village where he is residing. Admittedly appellant is not a party to the said work stop notice cancelled by MCD and intimated in letter 15.04.2025. By said letter MCD only intimated the SHO regarding the cancellation of work stop notice. Letter dated 15.04.2025 is not an order of MCD which can be impugned under Section 347B of DMC Act. Appellant has not challenge permission/license which has been granted to the Telecom Company for the installation of mobile tower.
3. In view of the aforesaid it is clear that appeal against the letter dated 15.04.2025 is not maintainable and not appealable under Section 347B of DMC Act. The appeal is dismissed. Appellant is at liberty to seek

appropriate remedy against the permission/license granted to the Telecom Company for installation mobile tower.

4. It is clarified that the observations made while passing of this order by this Court shall not tantamount to the expression on the merits of this case.

Copy of order be given dasti.

File be consigned to record room.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (V)

A.No. 501/25

25.07.2025

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.

Ld. counsel for the appellant informs that the other appeals pertaining to the property in question are already listed before this Tribunal on 09.12.2025.

Put up for arguments on interim application(s) and appeal on **09.12.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (J)

A.No. 502/25

25.07.2025

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 **31.07.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (J)

A.No. 22/21 & 23/21

25.07.2025

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

Ld. counsel for MCD seeks some time to address the arguments in the present matter.

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

Perusal of record shows that an application under Order 1 Rule 10 CPC moved by interveners is pending.

Notice be issued to the interveners through their counsel.

Notice be given dasti to appellant.

Put up for arguments on the point of appeal on **30.07.2025**.

Interim protection granted vide order dated 09.03.2021 to continue till next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (J)

A.No. 90/24

25.07.2025

File is taken up today on an application seeking recalling of the order dated 01.05.2025.

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

Notice of the application be issued to the respondent
MCD for 21.08.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (J)

A.No. 326/25 & 370/25
25.07.2025

File is taken up today on application seeking preponement of hearing and notice of the application was issued to MCD.

Present : Sh. Ajay Arora, Ld senior advocate along with Sh. Dalip Rastogi & Sh. Nitish Dubey, Ld counsel for the appellant. Sh. Avishek Kumar, Ld counsel for the respondent along with Ms. Sarita Gaur, ALO and Sh. Satish Gautam, AE(B).

Ld counsel for MCD submits that instead of going into the question of permission to repair, it will be prudent that the appeal is heard on merits.

Ld counsel for appellant does not opposes the submissions made by the MCD counsel and submits that they are ready to argue in the matter.

Ld counsel for MCD submits that he need some time to inspect the record and to take instructions before addressing arguments in the appeal on merits.

At joint request of both the parties matter be listed for arguments on appeal on 29.07.2025.

In view of aforesaid application seeking permission for repair stands disposed off.

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

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (B)

A.No. 374/25

25.07.2025

Present : Sh. Varun Bhandari, Ld counsel for the appellant joined through VC with Mr. Firoz Alam, Advocate present in the Tribunal.

Sh. Abhinave Shokeen, Ld counsel for the respondent.

Status report is filed by the MCD, copy supplied.

An application seeking condonation of delay is filed by the appellant. Copy supplied.

Ld. counsel for MCD seeks some time to file reply of the application seeking condonation of delay. Advance copy be supplied to the appellant.

Ld. counsel for appellant informs that appeal pertaining to the sealing proceedings is already listed on 09.10.2025.

Put up for filing of reply and arguments on application seeking condonation delay, arguments on interim application as well appeal on **09.10.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (J)

A.No. 383/25

25.07.2025

Present : Sh. Varun Bhandhari, Ld counsel for the appellant joined through VC.

Sh. Ashutosh Gupta, Ld counsel for the respondent.

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

Ld counsel for appellant seeks an adjournment as they are in process of applying regularization of the property.

Put up for purpose fixed on 13.10.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (V)

A.No. 385/25
25.07.2025

Present : Sh. Gaurav Deshraj & Sh. Naveen Kumar, Ld counsel for the appellant.
Sh. Atul Tanwar, Ld counsel for the respondent.
Sh. Pankaj Vivek, Ld counsel for the applicant Sh. Bhagwan Singh.

Status report is filed by respondent / MCD. Copy supplied to the appellant.

Application under Order 1 Rule 10 of CPC is filed on behalf of Sh. Bhagwan Singh, applicant. Copy supplied to the appellant as well as MCD. They seek sometime to file reply.

Arguments on application under Section 5 Limitation Act seeking condonation of delay heard from Ld counsel of both the parties.

Put up for order today at 04.00 PM.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (B)

04.00 PM

Present : Sh. Gaurav Deshraj & Sh. Naveen Kumar, Ld counsel for the appellant.
Sh. Atul Tanwar, Ld counsel for the respondent.
Sh. Pankaj Vivek, Ld counsel for the applicant Sh. Bhagwan Singh.

Vide separate order of even date, the present application under section 5 of the Limitation Act is allowed.

Ld. counsel for the appellant request for a short hearing as they are apprehending demolition action from the MCD.

Accordingly put up for arguments on interim application seeking stay as well as appeal on 18.08.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (B)

A.No. 593/19
25.07.2025

Present : None for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent No.1
and 2.
Sh. Vimal Dhingra, Ld. counsel for respondent Nos.3 to 8.

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

Put up at 2.00 PM.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025

Present : None for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent No.1
and 2.
Sh. Vimal Dhingra, Ld. counsel for respondent Nos.3 to 8.

None has appeared on behalf of appellant since morning
in the Tribunal or through VC despite various calls.
None had appeared on behalf of the appellant on
17.03.2025 as well.

It is 2.20 PM. The present appeal is dismissed in default
for non-appearance.

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

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

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (J)

A.No. 143/21

25.07.2025

Present : Sh. Samuel Mashih and Sh. Shivam Sehrawat, Ld counsel for the appellant.
Ms. Vasu Singh, Ld counsel for the respondent.
Sh. Vikas Khatri, Ld. counsel for intervener joined through VC with Ms. Khushboo Pathak, Advocate present in the Tribunal.

An adjournment is sought by Ld. counsel for intervener as he is busy before the Rohini District Courts.

Ld. counsel for appellant submits that the intervener has not supplied the documents in compliance of the previous order. Intervener is directed to supply the documents to the Ld. counsel for appellant within seven working days from today.

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 application under Order 1 Rule 10 CPC on **03.11.2025**.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (J)

A.No. 767/23 & 768/23

25.07.2025

Present : Sh. Singhat Banga, Ld counsel for the appellant.
Ms. Renu Soni, Nodal Officer on behalf of the respondent
/ MCD.
Sh. Bhunvneshwar Tyagi, Ld counsel for the intervener.

Ld counsel for MCD as well as intervener submits that they are ready for addressing arguments. Adjournment is sought on behalf of appellant as arguing counsel Sh. Mayank Mahendru is unavailable 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.

At joint request of the parties further arguments on the point of appeal on 07.08.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (V)

A.No. 779/23

25.07.2025

Present : Sh. Rakshan Ahmad, Ld counsel for the appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent.

Part arguments heard.

Some clarifications are required from the then AE(B) in respect of site plan filed by appellant at (Page-83) of the appeal.

The then AE(B) is directed to remain present before this Tribunal on next date of hearing.

Put up for further arguments on pending interim applications and appeal on 07.11.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (V)

A.No. 299/24, 633/24, 634/24, 636/24, 637/24 & 646/24

25.07.2025

Present : Sh. Dalip Rastogi, counsel for the appellant.
Sh. Chetan Hasija, Ld counsel for the respondent in appeal no.299/24.
Sh. Ashutosh Gupta, Ld counsel for the respondent in appeal nos., 633/24, 634/24, 636/24, 637/24 & 646/24.

An application under Order VII Rule 14 CPC is moved by the appellant seeking permission to file additional documents on record. Copy supplied to MCD.

Ld. counsel for MCD seeks some time to take instructions and file reply of the application.

Put up for filing reply and arguments on aforesaid application, pending interim applications as well as appeal on **11.11.2025**.

Interim orders to continue till the next date of hearing in appeal No.299/24.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (J)

A.No. 300/24, 615/24, 616/24, 617/24, 618/24, 619/24, 620/24, 621/24
and 635/24.

25.07.2025

Present : Sh. Bharat Kumar, Proxy counsel for the appellant.
Sh. V.K.Aggarwal, Ld counsel for the respondent in
appeal nos.619/24 & 635/24.
Sh.Sandeep Kumar, Ld counsel for the respondent in
appeal no. 300/24.
Sh. Ashutosh Gupta, Ld counsel for the respondent in
appeal nos. 615/24, 616/24, 617/24, 618/24, 620/24, &
621/24.

An adjournment is sought on behalf of the appellant as
main counsel Sh. V.P. Rana is un-available today due to
severe back pain and not in a position to appear and
argue the matter today.

Ld. counsel for MCD opposes the adjournment request
and submits that appellant is enjoying the interim relief
and seeking continuous adjournment.

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 arguments on pending interim applications and
on the point of appeal **11.11.2025**.

It is clarified that in case appellant fails to address the
arguments on the next date of hearing, the Tribunal shall

be constrained to reconsider the interim protection granted in the matter.

Interim orders to continue till the next date of hearing in appeal No.300/24.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (J)

A.No. 488/24

25.07.2025

Present : Sh. B.S. Mathur, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

In appeal No. 02/25 MCD has sought time to clarify about cutoff date which is applicable to the property in question as per National Capital Territory of Delhi Laws (Special Provision) Second Amendment Act.

The arguments in the present appeal need to be heard together with appeal No.02/25.

Put up for further arguments on the point of appeal on **17.09.2025.**

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (J)

A.No. 599/24

25.07.2025

Present : None for the appellant.
Ms. Renu Soni, Nodal Officer on behalf of the respondent
/ MCD along with Sh. P.K. Jindal, AE(B).

Sh. P.K. Jindal, AE(B) informs that the Hon'ble High Court of Delhi order dated 08.05.2025 in WP(C) 5968/2025 has issued directions for demolition of the non-compoundable portion of the property. He submits that Hon'ble High Court of Delhi is seized of the matter. No one is present on behalf of the appellant in Tribunal and in VC despite various calls since morning. Put up for purpose fixed on 21.11.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025

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

25.07.2025

Present : Sh. Pooran Singh Mahar, Ld counsel for the appellant
alongwith Sh. Atul Choudhary, Advocate.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Common written submissions are filed by appellant in
appeal No. 715/24, 716/24 & 717/24. Written
submissions are kept in appeal no. 715/24.

Ld. counsel for the MCD seeks some time to take
instructions in respect of written submissions as he is
recently engaged in place of Sh. H.R. Aggarwal in this
matter.

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

Put up for further arguments on pending interim
applications and appeal on 05.12.2025.

Interim orders to continue till next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (B)

A.No. 50/25, 78/25 & 728/24

25.07.2025

Present : Sh. B.S. Saini, Ld counsel for the appellant in appeal No.50/25 & 728/24.
Sh. S. N. Choudhary and Ms. Shruti Choudhary, Ld. counsels for appellant in appeal No.78/25.
Sh. Madan Sagar, Ld counsel for the respondent in appeal No.50/25 joined through VC.
Sh. Ashutosh Gupta, Ld. counsel for respondent in appeal No.78/25.
Sh. Atul Tanwar, Ld. counsel for respondent in appeal No.728/24.
Sh. P.K. Jindal, AE(B).

Status report is filed by the MCD kept in appeal no. 728/2024. Copy supplied.

Ld. counsels for the appellants seek some time to study the report and take instructions.

Put up for arguments on interim application as well as on the point of appeal on **19.12.2025**.

Interim orders to continue till the next date of hearing in appeal no. 728/24.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (s)

A.No. 932/24 & 933/24

25.07.2025

Present : Sh. P.K. Mittal, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.
Sh. Pulkit Arora, Ld counsel for the intervener.

Status report is filed by respondent / MCD informing that they are in process of obtaining the house tax record.

Ld counsel for MCD is given one more opportunity to comply the previous order.

Put up for purpose already fixed on 27.10.2025.

Interim orders to continue till next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025

A.No. 968/24

25.07.2025

Present : None for the appellant.
Ms. Renu Soni, Nodal Officer on behalf of the respondent
/ MCD.

No one is present on behalf of the appellant in Tribunal either in person or through VC despite various calls since morning.

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

By order dated 06.11.2024 status quo was granted in respect of first floor of the property in question.

It is clarified that in case the appellant failed to appear on next date of hearing, this Tribunal will be constrained to reconsider the issue of interim protection which was granted vide order dated 06.11.2024

Put up for further arguments on pending interim applications and appeal on 29.08.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (V)

A.No. 02/25

25.07.2025

Present : Sh. B.S. Mathur, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Ld. counsel for MCD seeks some time to file status report in terms of order dated 28.01.2025 and clarify about the cutoff date which may be applicable to the property in question as per National Capital Territory of Delhi Laws (Special Provision) Second Amendment Act. Opportunity granted.

Status report be filed in this regard on or before next date of hearing.

Put up for arguments on pending interim application and appeal on **17.09.2025**.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (J)

A.No. 70/25

25.07.2025

Present : Ms. Parul Agarwal, Ld counsel for the appellant.
Sh. Mohit Sharma, Ld counsel for the respondent.

Part arguments on the point of appeal heard.

Some clarifications are required from the then AE(B) concerned in respect of status report dated 15.05.2025 and the porta cabins.

Put up for further arguments on pending interim applications and appeal on 14.11.2025.

Interim orders to continue till the next date of hearing.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (B)

A.No. 349/25

25.07.2025

Present : None for the appellant.
 Sh. Madan Sagar, Ld counsel for the respondent.

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

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

Put up for purpose fixed on 22.12.2025.

(ABHILASH MALHOTRA)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
25.07.2025 (B)