A.No. 813/25 Narinder Kaur Vs. MCD

04.12.2025

Fresh appeal filed. Be checked and registered.

Present: None for the appellant.

This is an appeal challenging the show cause notice dated 16.10.2025 which was duly replied by the appellant on 22.10.2025. The appeal against the show cause notice is not maintainable before this Tribunal. The appeal is dismissed with liberty to challenge the demolition/sealing order as per law.

Appeal stands disposed of.

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

A.No. 815/25

04.12.2025

Fresh appeal filed. Be checked and registered.

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

Submissions heard. File perused.

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 **04.05.2026**.

Till next date of hearing, no coercive action be taken against the property of appellant in pursuance of the demolition order dated 12.11.2025. However, it is made clear that no encroachment on the public land is protected.

A.No. 816/25

04.12.2025

Fresh appeal filed. Be checked and registered.

Present:

Sh. Gaurav Sharma, Ld. counsel for the appellant through VC.

Submissions heard. File perused.

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 **06.05.2026**.

Till next date of hearing, no coercive action be taken against the property of appellant in pursuance of the demolition order dated 11.03.2021. However, it is made clear that no encroachment on the public land is protected.

A.No. 817/25 Surya Prakash Gupta Vs. MCD

04.12.2025

Fresh appeal filed. Be checked and registered.

Present: Sh. Prakash Srivastava, Ld. counsel for the appellant.

Submissions heard. File perused.

This is an appeal challenging the sealing order dated 19.11.2025 executed on 24.11.2025 passed in pursuance to show cause notice dated 29.10.2025.

Record shows that prior to this sealing order, the respondent passed a demolition order dated 14.10.2025, which was challenged by the appellant in appeal no. 760/25. That appeal was disposed off on 11.11.2025 with directions to the respondent to give personal hearing to the appellant and pass a speaking order. Since the demolition order was set aside on 11.11.2025, the respondent should not have passed the sealing order after that date on 19.11.2025 nor it should have been executed on 24.11.2025. It appears that either the order dated 11.11.2025 was not received by the respondent by 19.11.2025 or that the respondent was in a hurry to seal the property without considering that the demolition order has already been set aside.

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However, in both the circumstances, the sealing order is bad in law as has been passed after the order of this court dated 11.11.2025 setting aside the demolition order. The appeal is allowed. Let the property be de-sealed immediately within 3 days and respondent is directed to take action U/s 345-A of DMC Act only after deciding the matter afresh as per the order dated 11.11.2025 passed in appeal no.760/25.

Appeal stands disposed.

Appeal file be consigned to record room.

A.No. 818/25

04.12.2025

Fresh appeal filed. Be checked and registered.

Present: None 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 **07.05.2026**.

A.No. 311/25

04.12.2025

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

File is taken up today on an application of early hearing

filed on behalf of the appellant.

Submissions heard. File perused.

Notice of this application be issued to the respondent for

14.01.2026.

A.No. 425/25, 426/25, 427/25, 428/25, 429/25 & 430/25 04.12.2025

Present:

Sh. Vikas Manchanda, Sh. Saad Iqbal, Ms. Vaishaly and

Mr. Riya Nagar, Ld counsels for the appellant.

Sh. Pritish Sabharwal, Ld counsel for the respondent

through VC.

Sh. Rohit Bhati, Asst. Law Officer (ALO) in person.

Status report is filed by the MCD, copy supplied.

Arguments heard.

Put up for arguments on the appeal on 21.05.2026.

Till next date of hearing, the operation of the impugned order dated 26.05.2025 is stayed in respect of the property of the appellants.

Order has been passed in the presence of the counsel for the MCD as well as ALO and they are required to communicate the same to the concerned officials.

A.No. 19/25 (M)

04.12.2025

Present: Sh. Shubham Gupta, Ld. Proxy counsel for the appellant

through VC.

None for the respondent.

This is an application seeking review of the order dated

16.08.2023.

On request, put up for arguments on this application on

08.05.2026.

A.No. 635/25

04.12.2025

Present: Ms. Nisha Singh, Ld. Proxy 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 is held up before the Hon'ble High Court.

It is further stated for the appellant that she has already applied for the regularization of the compoundable construction. Let the copy of that application be filed on record.

Respondent is directed to file the status report, if the regularization application has been filed.

At request, put up for further arguments on **05.05.2026**. Interim orders, if any, to continue till the next date of hearing.

A.No. 782/25 Neeraj Kanodia Vs. MCD

04.12.2025

Present: Sh. Naveen Thakur, Ld counsel for the appellant.

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

Status report along with fresh Vakalatnama filed on record is filed by the MCD. Copy of Status report supplied.

The record has been produced.

Arguments heard. Record perused.

It is the case of the respondent that the appellant has raised unauthorized construction in the shape of fixing of two shutters at the ground floor of property no. 602, Gali Ghanteshwar, Katra Neel, Chandni Chowk, Delhi and despite the show cause notice dated 16.05.2025, this unauthorized construction was not removed and therefore, the sealing order dated 24.07.2025 was passed and the property was sealed.

The appellant along with the appeal has placed on record the rent receipts of this shop which is in existence since 02.12.1985. The photographs available with the office record show that a shutter is not a new shutter and it appears that the Mandir, of which the suit shop is a part, fixed a shutter in the property which was later on closed

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by the caretaker of the Mandir Mr. Shyam Mohan Sharma. The property of the appellant is old and occupied and there is no material on record to show that the appellant fixed a new shutter at his shop. Otherwise also, this shop is in existence since 1985 and must be having an opening towards the gali and if in place of old door/shutter, a new shutter has been fixed, same does not amount to any unauthorized construction. The impugned sealing order is therefore, set aside as far as the shop of the appellant is concerned. Let the same be de-sealed within a week from today.

The appeal stands disposed of.

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

A.No. 798/25

04.12.2025

Present:

Sh. Lalit Kumar, Ld counsel for the appellant along with appellant.

File is taken up today on an application of early hearing filed on behalf of the appellant.

Along with this application, the documents running into more than 90 pages have been filed. Appellant has to seek permission to place additional documents and cannot be placed on record the same along with early hearing application. Same are taken off the record.

Issue notice of this early hearing application to the respondent for **12.2.2026**.

A.No. 205/13 & 329/18

04.12.2025

Present: Sh. Vikas Sharma, Ld counsel for the appellant in appeal

No.205/13.

Sh. Kuldeep Singh Grewal, Ld. counsel for the appellants

in appeal No.329/18.

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

in appeal No.205/13.

Sh. Ranjit Pandey, Ld. counsel for respondent/MCD in

appeal No.329/18.

Sh. Kuldeep Singh Grewal, Ld. counsel for the

respondent no. 2 to 4 in appeal No.205/13 with

respondent No.2 in person.

Vide separate common judgment of even date, the

presents appeals are dismissed.

Record of the respondent, if any, be returned along with

copy of this order and appeal file be consigned to record

room.

(AMIT KUMAR)

Addl. District & Sessions Judge

P.O.: Appellate Tribunal, MCD

04.12.2025

A.No. 124/15

04.12.2025

Present: Sh. Abhishek Chhabra, Ld. counsel for the appellant

through VC.

Ms. Shweta Saini, Ld counsel for the appellant.

Sh. Mohit Sharma, Ld counsel for the respondent.

Arguments heard at length.

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.

A.No. 181/17, 188/17, 1044/17, 1050/17 & 331/18

04.12.2025

Present:

Sh. K.N. Singh, Ld counsel for the appellant in appeal no. 331/18 along with appellant.

Sh. Tarun Gulia, Ld. counsel for the appellant in appeal no. 181/17 and 1044/17 through VC.

Sh. Divyendu Sorayan, Ld. counsel for the appellant in appeal no. 188/17 and 1050/17 through VC.

Some of the appellants are also in person.

Sh. Madan Sagar, Ld counsel for the respondent in appeal no. 1044/17.

Sh. Sanjeet Kumar, proxy counsel for Sh. Pritish Sabharwal, Ld. counsel for respondent in appeal no. 188/17 and 1050/17

Sh. Pulkit Garg, Ld. proxy counsel for Sh. Ashutosh Gupta, counsel the respondent in appeals no. 181/17, 188/17, 1044/17, 1050/17 & 331/18.

Part arguments heard.

Put up for further arguments on 19.03.2026.

Interim orders, if any, to continue till the next date of hearing.

A.No. 372/17, 373/17, 176/18, 636/18, 637/18, 638/18 & 17/24

04.12.2025

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

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

appeal no. 372/17 and 373/17

Sh. Dharamvir Gupta, Ld. counsel for the respondent in

176/18, 636/18, 637/18, 638/18

Sh. Pulkit Garg, Ld. Proxy counsel for Sh. Ashutosh

Gupta, counsel the respondent in appeal no. 17/24.

Part arguments heard.

At request, put up for further arguments on **10.03.2026**. Interim orders, if any, to continue till the next date of hearing.

A.No. 837/17

04.12.2025

Present:

Sh. Satender Sharma, Ld counsel for the appellant.

Ms. Preveen Sharma and Sh. Pulkit Garg, Ld counsels

for the respondent.

It is stated for the appellant that he filed the revival application on 22.10.2025 and his property was also inspected on 17.11.2025. The site plans and the affidavits filed by the appellant in the regularization application have been misplaced by the respondent.

The respondent was directed to decide the regularization application within 4 weeks from the date of revival application. More than 4 weeks have been passed since 22.10.2025.

Let the AE concerned is directed to be present with the report and explanation on **23.12.2025**.

A.No. 330/18

Sushil Kumar Arora and Anr. vs.MCD

04.12.2025

Present: Sh. Kuldeep Singh Grewal, Ld counsel for the appellant.

Sh. Ranjit Pandey, Ld counsel for the respondent through

VC.

Arguments heard. File perused.

It is stated by the ld. counsel for the appellant that the

property has already been de-sealed.

In view of the same, the aforesaid appeal filed against the sealing order, has become infructuous and is liable to be

dismissed.

The appeal is hereby dismissed.

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

room.

A.No. 536/18 & 803/18

04.12.2025

Present:

Sh. Rana Ranjit Singh and Ms. Saiyam Maan, Ld counsels for the appellant.

Sh. Pulkit Garg, Ld counsel for the respondent in appeal no. 536/18.

Sh. Dharamvir Gupta, Ld. counsel for the respondent in appeal no. 803/18.

Ld. counsel for the appellant seeks some more time to file the certified copy of the record of the civil case as it is stated that the said file has been consigned to record room and it will take some more time to get the certified copy already applied.

In-facts, put up for arguments on 12.03.2026.

Interim orders, if any, to continue till the next date of hearing.

A.No. 687/19

04.12.2025

Present:

Sh. Raghav Kapoor, Ld counsel for the appellant.

Sh.Sanjeet Kumar, proxy counsel for Sh. Pritish

Sabharwal, Ld. counsel for respondent.

Sh. Vidhan Malik, Ld. counsel for the intervener through VC.

Arguments heard on the application under Order I rule 10 CPC.

The applicant claims her to be the owner of 150 sq. yards out of the total area of the property measuring 450 sq. yard. This court is not a civil court deciding the title between the parties and is not deciding the ownership dispute already subjudice before the appropriate court.

Even if it is presumed that all the averments made in the application is correct, then also in this proceeding between the appellant and the MCD the applicant has no right to participate and he cannot become a party as there is a clear-cut judgment of Delhi High Court in case *Hardayal Singh Mehta Vs MCD, AIR 1990 Delhi 170* in which it is held that in the matter between the appellant and the MCD, no third person can join and become a party to such proceedings and in such proceedings the application under order 1 Rule 10 CPC is not maintainable. Any dispute between the applicant and the appellant has to be dealt with and to be decided by the

...contd.2

Civil Court separately. Accordingly, application moved by applicant under order 1 Rule 10 CPC is hereby dismissed. However, the applicant is permitted to file the documents, if any and to orally argue the matter at the final arguments stage.

Put up for arguments on appeal on **09.04.2026**.

Interim orders, if any, to continue till the next date of hearing.

A.No. 117/20

04.12.2025

Present:

Sh. Vivek Kumar Tandon, Ld counsel for the appellant through VC.

Sh. Naveen Kumar Gaur, Supervisor for the appellant.

Sh. Sanjeet Kumar, proxy counsel for Sh. Pritish

Sabharwal, Ld. counsel for respondent/MCD

Sh. Anupam Sharma,Ld. counsel for the respondent no. 2/DDA.

Sh. Manish Yadav, Nodal Officer for the DDA.

At request of the proxy counsel for the respondent/MCD, put up for arguments on **23.04.2026**.

Interim orders, if any, to continue till the next date of hearing.

A.No. 78/22, 91/22, 106/22, 107/22, 108/22, 109/22, 110/22, 111/22, 112/22, 113/22, 114/22, 115/22, 116/22, 117/22, 118/22, 119/22, 120/22, 130/22, 135/22, 136/22 & 137/22

04.12.2025

Present:

Sh. Ravi Kapoor and Rishav Ambastha, Ld counsels for the appellant in all the appeals except in appeal no. 91/22 & 130/22.

Sh. Ashutosh Gupta, Ld counsel for the respondent. Sh. Mohit Sharma, Ld. counsel for the respondent in appeal no. 120/22.

Sh. A.L. Agnihotri, Ld. counsel for the respondent in appeal no. 109/22.

Arguments on appeal heard at length.

Put up for orders on **24.12.2025**.

A.No. 224/22

04.12.2025

Present:

Appellant, who himself is an advocate, in person.

Sh. Sanjeet Kumar, proxy counsel for Sh. Pritish

Sabharwal, Ld. counsel for respondent.

Four applications of the appellant to place on record the

additional documents along with rebuttal evidence and

clarificatory affidavit are pending.

Without prejudice to the rights of the respondent, all the

documents are taken on record. The applications stand

disposed of.

At request of the ld. proxy counsel for the respondent, put

up for arguments on the appeal on 17.04.2026.

Interim orders, if any, to continue till the next date of

hearing.

(AMIT KUMAR)

Addl. District & Sessions Judge

P.O.: Appellate Tribunal, MCD

04.12.2025

A.No. 758/22

04.12.2025

Present: Ms. Sana Ansari, Ld counsel for the appellant.

Sh. Madan Sagar, Ld counsel for the respondent.

Part arguments heard.

Put up for further arguments on 29.04.2026.

Interim orders, if any, to continue till the next date of

hearing.

A.No. 467/23 & 468/23

04.12.2025

Present: Sh. Rakesh Chand Aggarwal, Ld counsel for the

appellant.

Sh. Pulkit Garg, Ld. Proxy counsel for the respondent.

Ld. counsel for the appellant requests for adjournment as

he is not well today.

At request, put up for arguments on 18.05.2026.

Interim orders, if any, to continue till the next date of

hearing.

A.No. 250/24

04.12.2025

Present: None for the appellant.

None for the respondent.

None has appeared for the appellant despite repeated

calls since morning.

No adverse order is being passed today.

Put up for arguments on 22.05.2026.

A.No. 450/24

04.12.2025

Present: Sh. Piyush, Ld. Proxy counsel for the appellant.

Sh. S. Adil Hussain, Ld counsel for the respondent

through VC.

At request of Id. proxy counsel for the appellant, put up

for arguments on 26.05.2026.

Interim orders, if any, to continue till the next date of

hearing.

A.No. 696/24

04.12.2025

Present:

Sh. Gaurav Rathore, Ld. Proxy counsel for the appellant.

Sh. Thakur Sumit, Ld. counsel for the appellant through

VC.

Sh. Pulkit Garg, Ld. counsel for the respondent.

An application of the appellant to place on record certain documents is pending.

Without prejudice to the rights of the respondent, all the documents are taken on record. The application stands disposed of.

At request, put up for arguments on **25.05.2026**.

Interim orders, if any, to continue till the next date of hearing.

A.No. 709/24 Ruksana Vs. MCD

04.12.2025

Present:

Sh. Sourav Ghosh and Sh. Devendra Kumar Ld counsels for the appellant.

Sh. Sanjeet Kumar, proxy counsel for Sh. Pritish Sabharwal, Ld. counsel for respondent , Ld counsel for the respondent.

Arguments heard on the appeal.

The impugned demolition order dated 23.08.2024 is under challenge for the reason that no speaking order was passed after considering the reply of the appellant.

The demolition order says that reply has been received and considered, but was found unsatisfactory. It is a nonspeaking order on the face of it as the appellant has right to know as to why the reply was not found satisfactory.

In these facts, the demolition order dated 23.08.2024 is set aside with directions to the respondents to pass a speaking order after considering the reply submitted by the appellant afresh and after giving personal hearing to the appellant. The appellant shall appear before the Quasi Judicial Authority on 22.12.2025 at 2.00 pm and the speaking order be passed within 6 weeks of conclusion of the hearing.

Appeal stands disposed of.

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

A.No. 818/24

04.12.2025

Present: Sh. Vikas Khatri, Ld counsel for the appellant.

Sh. H.R. Aggarwal, Ld counsel for the respondent.

The aforesaid appeal is against the vacation notice,

which is not maintainable before this Tribunal.

Ld. counsel seeks time to argue on the maintainability of

the appeal.

At request, put up for arguments on 24.03.2026.

Interim orders, if any, to continue till the next date of

hearing.

A.No. 886/24

04.12.2025

Present: Sh. Sourav Ghosh and Sh. Devender Kumar, Ld counsel

for the appellant along with appellant.

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

Neither the AE(B) is present nor status report filed as per

the last order.

Last and final opportunity is given to the AE(B) to comply with the last order, failing which property shall be de-

sealed till disposal of the appeal.

At request, put up for arguments on **12.01.2026**.

(AMIT KUMAR) Addl. District & Sessions Judge

P.O.: Appellate Tribunal, MCD 04.12.2025

A.No. 1077/24

04.12.2025

Present: Sh. Fanish Jain, Ld counsel for the appellant.

Ms. Vasu Singh and Sh. Rohan Nagar, Ld. counsels for

the respondent No.1

Sh. R.K. Singla, Ld. counsel for R-2 to R-6.

Sh. Rohit Kumar Modi, Ld. counsel for the society joined

through VC.

Arguments heard on appeal.

At least, 50% owners of the same block excluding ground floor occupants are required to give their consent for installation of the lift.

There are 2 duplex flat in this block on ground to first floor. Whether their consent is required or not depends upon the fact as to whether in the initial DDA plan, they have entrance separately from the first floor to the first floor or from the ground floor to the first floor.

Let the respondent/MCD to verify this fact and to file report specifically on the aspect as to whether the duplex flat initially have access to the first floor from the first floor or from the ground floor, on next date of hearing.

Put up for further arguments on 29.01.2026.

A.No. 120/25, 235/25 & 236/25

04.12.2025

Present: Appellant in person.

Sh. Sanjeet Kumar, proxy counsel for Sh. Pritish Sabharwal, Ld. counsel for respondent in appeal no. 120/25.

Sh. Ashutosh Gupta, Ld. counsel for the respondent in appeals no. 235/25 & 236/25

Written synopsis filed in appeal no. 120/25. Copy supplied.

An adjournment is sought on behalf of the appellant as his counsel is held up before the Hon'ble High Court.

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 13.05.2026.

Interim orders, if any, to continue till the next date of hearing.

A.No. 128/25, 129/25, 181/25 & 182/25

04.12.2025

Present: Sh. Arjun Singh Bawa, Ld counsel for the appellant

through VC.

Sh. Ashutosh Gupta, Ld counsel for the respondent.

Joint Status report is filed by the MCD in appeal no. 181/25 and 182/25 (kept in the file of 181/25), copy

supplied.

At request, put up for arguments on 26.05.2026.

Interim orders, if any, to continue till the next date of hearing.

A.No. 642/19 & 123/20

04.12.2025

Present:

Sh. Deepak Grover, Ld counsel for the appellant alongwith appellant in person.

Sh. Varun Sharma, Ld counsel for the respondent in appeal no. 642/19.

Sh. V.K. Aggarwal, Ld counsel for the respondent in appeal no. 123/20.

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.