

A.No. 45/26

23.01.2026

Fresh appeal received. It be checked and registered.

Present : Sh. G.R Verma, Ms. Sonu Lohia and Sh. Harinder Sharma, Ld. counsels 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 **23.03.2026** with connected appeals.

Till next date of hearing, no coercive action be taken against the property of appellant in pursuance of the demolition order dated 14.08.2018. However, it is made clear that no encroachment on the public land is protected. The appellant is directed not to raise any further construction in the property in question.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 55/26

23.01.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Ashish Tilwani, 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 **24.04.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 56/26

23.01.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Yograj Gullariya, Ld counsel for the appellant along with appellants.

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 **15.04.2026**.

Till next date of hearing, no coercive action be taken against the property of appellants.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 238/22
Asif Fehmi Vs. MCD

23.01.2026

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

File is taken up today on an application of the appellant for early hearing and extension for time for demolishing the non-compoundable deviation by desealing the property.

It is stated that vide order dated 11.12.2025, this court granted 4 weeks time to the appellant to demolish the non-compoundable deviations in the property within 4 weeks from 16.12.2025 but because of restrictions imposed under GRAP-3 and GRAP-4, the deviations could not demolished completely and the property has been resealed on 19.01.2026 by the respondent and it is prayed that another 4 weeks time be given to the appellant to do the needful.

In these facts, the respondent is directed to deseal the property for 4 weeks on 27.01.2026 and the appellant shall demolish the deviations within 4 weeks thereafter. The property be resealed on 27.02.2026 and the status report be filed on the next date of hearing.

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Copy of this order be sent to the respondent/MCD for compliance.

The application stands disposed of.

Put up on the date fixed for the purpose fixed.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 611/25

23.01.2026

Present : None for the appellant.
Sh. Sagar Kumar, Ld counsel for the respondent along with Sh. M.N. Singh Negi, AE(B). Fresh Vakalatnama filed, same is taken on record

Status report is filed by the MCD, copy placed on record.

The record has been produced. It be deposited with Registry.

None has appeared for the appellant despite repeated calls since morning. No adverse order is being passed today.

Put up for arguments on the interim application and appeal on **28.04.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

At this stage, Sh. K.P. Singh, Id. counsel for the appellant has appeared and he is apprised about the today's order.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 632/25

23.01.2026

Present : Sh. Amresh Bind, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent along with Subodh Hathwal, AE(B), SSZ.

Part arguments heard.

Ld. counsel for the respondent has raised preliminary issue of limitation and has stated that this issue should be decided before coming to the merits.

Ld. counsel for the appellant seeks time to argue on this aspect.

Put up for arguments on limitation on **02.03.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 719/25

23.01.2026

Present : Sh. Dinesh Kumar Gupta, Ld counsel for the appellant through VC.

Sh. Trivesh Sharma, Ld. counsel for the appellant.

Sh. Anupam Sharma, Ld counsel for the respondent through VC and Sh. R.K. Singh, Ld Proxy counsel in the court.

Status report along with notification filed by the DDA.

Copy supplied.

Ld. counsel for the appellant seeks time to go through the status report.

On request, put up for arguments on **29.04.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 867/25, 6/26, 7/26 and 503/25

23.01.2026

Present : Sh. Mukesh Bhardwaj, Ld counsel for the appellant through VC.

Sh. Kesri Gupta, Id. counsel for the appellant.

Sh. V.K. Aggarwal, Ld counsel for the respondent in appeal no. 867/25 and 503/25

Sh. Anupam Sharma, Ld. counsel for the respondent in , 6/26 & 7/26.

Status report is filed by the MCD, copy supplied.

The record has been produced. It be deposited with Registry.

Ld. counsel for the appellant seeks time to go through the status report and record.

At request, put up for arguments on **29.05.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 4/26 (M), 5/26 (M) & 6/26 (M)

23.01.2026

Present : Ms. Ankita, SPA holder of the appellant in person.

These are three applications seeking review of the order dated 05.12.2025 passed in appeals no. 715/24, 716/24 and 717/24.

Issue notice of these applications to the respondent for
10.02.2026.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 340/13, 348/13, 352/13, 360/13, 363/13, 377/13, 378/13, 407/13, 408/13, 409/13, 410/13, 411/13, 412/13, 416/13, 595/13, 1194/13, 1195/13, 1006/17 & 389/13

23.01.2026

Present : Ms. Jyoti Kataria, Ld. counsel for the appellant in appeals no. 408/13, 409/13, 410/13, 411/13, 412/13, 416/13, 595/13, 1194/13 & 1195/13.

Sh. Rajesh Pathak, Ld. counsel for the appellants in appeal no. 407/13 and 416/13.

Sh. Raghav Vij, Ld. counsel for the appellant in appeal no. 340/13 and 1006/17 through VC.

None for the other appellants.

Sh. Sanjay Sharma, Ld counsel for the respondent/ NDMC along with Sh. Ashok Kumar, ASO, NDMC.

Powers in respect of the matters of NDMC not yet received.

Put up for arguments on **27.04.2026**, for awaiting powers. Interim orders dated 11.07.2013 in appeal no. 340/13 to continue till the next date of hearing.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 743/16, 774/17 & 697/18
Anil Kumar Gupta Vs. MCD

23.01.2026

Present : Sh. Rohit Goel, Ld counsel for the appellant along with appellants.
Sh. Dharamvir Gupta, Ld counsel for the respondent.

Arguments heard on appeals. Record perused.

A.No. 743/16 :

As far as the delay in filing the appeal bearing no. 743/16 is concerned, as per the appellant, he gain knowledge of the sealing only when the property was sealed on 15.06.2016. The present appeal was filed on 29.07.2016 and there is a delay of around 15 days in filing this appeal. Same is condoned.

So far as the aforesaid appeal no. 743/16 challenging the sealing order dated 14.05.2015 is concerned on merits, admittedly there is no material on record to show that this sealing order as well as the show cause notice dated 15.01.2015 was sent to the owner/appellant. The MCD in its status report has admitted this fact that there is no document to show service of the show cause notice and sealing order.

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In these facts, the sealing order dated 14.05.2015 is set aside with directions to the respondents to pass a speaking order after considering the reply and documents submitted by the appellant and after giving personal hearing to the appellant. The appellant shall appear before the Quasi Judicial Authority on 16.02.2026 at 2.00 pm with reply/documents 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. 774/17 :-

Coming to the appeal bearing no. 774/17 challenging the demolition order dated 28.11.2014, there is a delay of almost 3 years in filing this appeal. As per the appellant, he came to know about the demolition order only when the status report was filed by the respondent in appeal no. 743/16 that a demolition order has been passed and from the date of knowledge, there is no delay in filing this appeal.

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Same is disputed by the respondent, as per whom, the first demolition action was taken in the property on 09.12.2014 and prior to that show cause notice was sent by post on 19.11.2014 and demolition order was pasted on 02.12.2014 and limitation should be calculated from that day.

The appellant has disputed the service of show cause notice and demolition order, but he certainly gained knowledge of the action taken by the respondent on 09.12.2014 when the property was partly demolished and should have made inquiries from the respondent as to why and in pursuance to which order action has been taken against his property. His ignorance of the demolition order cannot be considered to be proper. However, with an endeavour to decide the case on merit, the delay in filing the appeal is condoned subject to a cost of Rs. 5,000/- to be deposited with the Registry.

Now coming to the aspect of the service of notice, the show cause notice was sent through speed post to one Devesh Yadav. There is no explanation from the side of the respondent as to how he is related to the property except that the said JE(B) when called by this court stated that he was builder of the property. There is no office noting that on inquiry, Devesh Yadav was found to

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be a builder and therefore, the notice was issued to him. Further, if he was the builder as per the JE(B), then why the demolition order was not sent to him and was pasted at site. As per record, the show cause notice was sent by post, but the demolition order was pasted at site. There is no witness to the pasting nor any photographs were taken to establish the service of the demolition order

In these facts, the demolition order is set aside with directions to the respondents to pass a speaking order after considering the reply and documents submitted by the appellant and after giving personal hearing to the appellant. The appellant shall appear before the Quasi Judicial Authority on 16.02.2026 at 2.00 pm with reply/documents 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. 697/18 :-

On request, put up for arguments in appeal no. 697/18 on 09.03.2026.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 633/19 & 200/24

23.01.2026

Present : Sh. Mehul Gupta, Ld counsel for the appellant.
Sh. Dharamvir Gupta, Ld counsel for the respondent.

Part arguments heard on the appeal.

The sale deed in favour of the appellant no. 1 shows that she purchased private number A on fourth floor of the property on 30.12.2016. Thus, this sale deed records that the vender of the appellant no. 1 purchased the entire terrace upto sky rights above the third floor on 11.01.2016. This *prima facie* show that as on 11.01.2016, there was no construction on the terrace of the third floor i.e. the fourth floor.

Ld. counsel for the appellant seeks time to satisfy that fourth floor was existing prior to cut off date of 07.02.2007.

At request, put up for further arguments on **21.04.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 159/23 & 188/23

23.01.2026

Present : Sh. Abhinav Tyagi, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent in appeal no. 159/23.
Ms. Praveen Sharma, Id counsel for the respondent in appeal no. 188/23.
Sh. Abhishek Grover, Ld. counsel for the intervener.

Part arguments heard.

Put up for further arguments on **02.03.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 827/24
Mehraj Ali & Anr. vs. MCD

23.01.2026

Present : None for the appellant.

Ms. Mehak Arora, Ld counsel for the respondent.

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

Put up at 2.00 PM.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD/23.01.26

At 2.35 pm

Present : None for the appellant.
Ms. Mehak Arora, Ld counsel for the respondent.

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 the last two consecutive dates as well.

It is 2.35 PM. It appears that the appellants are not interested in pursuing this appeal. The present appeal is dismissed in default.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 830/24

23.01.2026

Present : Sh. Nikhil, son of the appellant.
Ms. Mahima Khera, Ld. Proxy counsel for the respondent.
Sh. Atul Tanwar, Ld. counsel for the respondent through
VC.

An adjournment is sought on behalf of the appellant to engage a new counsel as the previous counsel has been elected as Member of Legislative Assembly in Bihar.

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 **25.05.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 896/24

23.01.2026

Present : Sh. Siddharth Shankar, Ld counsel for the appellant along with some of appellants.
Sh. Apoorv Sisodia, Ld counsel for the respondent through VC.

Status report is filed by the MCD, copy supplied.

As per status report, the regularization application of the appellant has been rejected for non-compliance of mandatory requirements of regularization policy.

Appellant submits that he will apply afresh as per the policy of the respondent within 6 weeks from today. Let the same be done.

Put up for arguments on **27.07.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 942/24

23.01.2026

Present : Sh. Arnab Chadha, Ld.Proxy counsel for the appellant through VC.
Sh. Atul Tanwar, Ld counsel for the respondent through VC.

An adjournment is sought on behalf of the appellant as main counsel Sh. Jitender Saini is un-available today due to heavy fever.

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 **31.07.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 1003/24

23.01.2026

Present : Ms. Swati, Ld. Proxy counsel for the appellant through VC.
Sh. Ashutosh Gupta, Ld counsel for the respondent.
Sh. Saurabh Sharma, Ld. counsel for the intervener Chanchal Rawal.

An application under Order I rule 10 CPC filed on behalf of the intervener for his impleadment. Copy placed on record. Let the same be collected by the appellant
An adjournment is sought on behalf of the appellant as main counsel is out of station.

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 this application as well as appeal on **30.07.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 355/25

23.01.2026

Present : Sh. Diksha Punia, Ld counsel for the appellant through
VC.
Sh. V.K. Aggarwal, Ld counsel for the respondent.
Sh. Vipin Kumar Intervener in person.

An adjournment is sought on behalf of the appellant as main counsel Sh. Umang Tyagi is held up before 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 **28.07.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 874/14

23.01.2026

Present : Sh. Dalish Rastogi, Ld counsel for the appellant.
None for the respondent.

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.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026

A.No. 236/17 & 262/17

23.01.2026

Present : None for the appellant.
Sh. Dharamvir Gupta, Ld counsel for the respondent in appeal no. 236/17.
None for the respondent in appeal no. 262/17.

Vide separate judgment of even date, both these 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
23.01.2026

A.No. 842/23

23.01.2026

Present : Sh. V.K. Mantoo, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

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.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
23.01.2026