

A.No. 90/26, 91/26, 92/26, 93/26, 94/26, 95/26, 96/26, 97/26, 98/26 & 99/26

10.02.2026

Fresh appeals received. It be checked and registered.

Present : Sh. Abhishek Kaushik, 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 **02.03.2026**.

Till next date of hearing, no coercive action be taken against the property of appellants. However, it is made clear that no encroachment on the public land is protected.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 631/25

10.02.2026

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

Sh. Dharamvir Gupta, Ld counsel for the respondent.
Fresh Vakalatnama filed, same is taken on record.

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

An adjournment is sought on behalf of the appellant as main counsel Sh. Daljeet Dhimman is not well today.

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 **09.06.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 800/25 & 801/25

10.02.2026

Present : Sh. Navneet Tripathi, Ld. Proxy counsel for the appellant through VC and Sh. Deepak Grover, Ld counsel for the appellant in person.
Sh. Dharamvir Gupta, Ld counsel for the respondent along with Ms. Mithlesh Kumari, AE(B), CNZ. Fresh Vakalatnama filed, same is taken on record.

Status report is filed by the MCD, copy supplied.

The record has already been produced.

The office record shows that the show cause notice under Section 343 DMC Act dated 11.09.2025 was duly replied by the appellant on 09.10.2025 admitting therein that the construction at site is being raised though claimed to be under 'good faith'. In this appeal, the copy of this reply was not only concealed, but it has also been claimed that the show cause notices were never served. The interim order dated 27.11.2025 was obtained primarily on the submissions that show cause notice was never served. In view of this, I do not find any reason to extend the interim order granted on good faith. The same is vacated. At request, put up for arguments on appeal on **20.04.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 46/26

10.02.2026

Present : Sh. Parul Agarwal, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Ld. counsel for the appellant seeks time to file the affidavit as per the last order. Let the same be so filed.

At request, put up for arguments on **08.05.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

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

10.02.2026

Present : Ms. Ankita, SPA holder of the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

These are 3 applications seeking review of the order dated 05.12.2025.

Ld. counsel for the respondent accepts notice of these applications. Copies of the applications supplied to the counsel for the respondent today.

Put up for reply, if any and arguments on these applications on **09.04.2026**.

Till next date of hearing, status quo in respect of the property of appellant/applicant be maintained.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 8/26 (M) & 9/26 (M)

10.02.2026

Present : Sh. Lalit Gupta, Ld counsel for the applicant/appellant through VC.
Sh. Anmol Ghai, Ld. counsel for the appellant/applicant along with son of the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

These are two applications seeking restoration of the appeal dismissed in default on 17.12.2025.

Ld. counsel for the respondent submits that though he has no information from the department regarding these matters, but seeks time to take instructions and to file reply to these application.

At request, put up for arguments on these applications on **19.03.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 222/17, 866/17 & 615/18

10.02.2026

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. V.K. Aggarwal, Ld. counsel for the respondent in
appeals no. 222/17 & 866/17.
Sh. Dharamvir Gupta, Ld counsel for the respondent in
appeal no. 615/18.

Part arguments heard at length.

At request of the ld. counsel for the respondent, put up for
further arguments limited only to the circular showing that
the stilt parking is mandatory for the property having area
of more than 100 sq. mtrs., on **24.02.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 381/17 & 434/17

10.02.2026

Present : Appellant Rajinder Kaur in person.
Sh. Dharamvir Gupta, Id. counsel for the appellant in appeal no. 381/17.
Sh. H.R. Aggarwal, Ld counsel for the respondent in appeal no. 434/17.

An application under Order XII rule 3 CPC to implead the legal heirs of the appellant no. 3 late Sh. Amandeep Singh and another application under Order XXXII rule 3 CPC to appoint the mother of minor children of the appellant no. 3 as their guardian are pending.

In the application under Order XXII rule 3 CPC, the name of the mother, who is also class I legal heir is not mentioned. The mother of the appellant no. 3 Smt. Rajinder Kaur w/o Sh. Surjit Singh is present in the court. She is also required to be impleaded as legal heir of deceased appellant no. 3 who was her son.

Both the applications are allowed. The mother, widow and two minor daughters of the appellant no. 3 are impleaded as appellant no. 3(a), (b) (c) and (d) in the appeal. Since, the two daughters are minor and their mother has no interest adverse to the daughters, she is appointed as guardian of minor daughters till they attain majority.

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Fresh amended memo of parties be filed by the legal heir of the appellant no. 3.

The previous cost dated 22.02.2024 and 03.05.2024 of Rs. 2,000/- and Rs. 3,000/- respectively have not been deposited by the appellants. Let the same be so deposited.

Record shows that the appellants filed regularization applications of the existing construction, but the same were rejected on 19.06.2017 on the ground that floor-wise regularization are to be rejected as per circular dated 12.07.2013. As on date, the policy for regularization has changed vide circular dated 17.09.2025 issued by the MCD and the floor-wise regularization is now permissible. The appellants are now required to apply afresh for floor-wise regularization under this new policy. They may do so, if advised.

Put up for arguments on the appeals 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
10.02.2026

A.No. 555/18

10.02.2026

Present : Ms. N. Saher, Ld counsel for the appellant. Fresh Vakalatnama filed, same is taken on record
Sh. R.K. Kashyap, Ld counsel for the respondent through VC.

Ld. counsel for the appellant submits that she has recently been engaged and seeks some time to obtain the certified copies of the record.

At request, put up for arguments on **23.04.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 454/21

10.02.2026

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

Part arguments heard at length.

At request, put up for further arguments on **25.03.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 86/24, 88/24 & 122/24

10.02.2026

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. Anubhav Gupta, Ld counsel for the respondent
through VC.

Part arguments heard.

Ld. counsel for the respondent seeks time to take instructions in view of the orders dated 08.01.2026 passed by the Hon'ble Division Bench of Hon'ble High Court, in LPA no. 591/2023 titled as MCD Vs. Sanjeev Malhotra and Anr.

At request, put up for further arguments on **26.02.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 1066/24, 1067/24, 457/25 & 458/25

10.02.2026

Present : Sh. Santosh Kumar, Ld. Proxy counsel for the appellant.
Sh. Pritish Sabharwal, Ld. counsel for the respondent in appeals no. 1066/24 & 1067/24.
Sh. Raujas Sharma, Ld. Proxy counsel for Sh. Ajay Gaur, Ld counsel for the respondent in appeals no. 457/25 and 458/25. Fresh Vakalatnama filed, same is taken on record.

Ld. counsel for the respondent submitted that vide order dated 01.08.2025, the parties were directed to maintain status quo and appellant volunteered for joint inspection to identify the non-compoundable deviations, but instead the appellant has raised further unauthorized construction in the property and did not get the joint inspection done and this court may fix a date for joint inspection, so that proper status report of the non-compoundable deviations as well as fresh unauthorized construction in the property can be filed.

An adjournment is sought on behalf of the appellant as main counsel Sh. S.B. Pandey is not available today due to ill-health.

I have perused the order dated 01.08.2025 where the joint inspection was required to be conducted. No such joint inspection has been done till date. In-facts, the respondent is directed to conduct inspection in the

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property on 17.02.2026 at 12.00 noon. The appellant shall not only join the inspection, but will also not create any hindrance in conducting this joint inspection. The status report preferably with photographs after this joint inspection be filed on the next date of hearing.

If the property or any portion thereof is lying sealed, the same shall be desealed for the purposes of inspection on that day and be resealed immediately after inspection.

At request, put up for arguments on **16.04.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 1098/24

10.02.2026

Present : Sh. Dalip Rastogi, Ld counsel for the appellant. Fresh Vakalatnama filed, same is taken on record
Sh. Ashutosh Gupta, Ld counsel for the respondent.

An application under Order I rule 10 CPC filed by one Lalit Kumar is pending.

As per the order dated 07.05.2025, the record was produced and was directed to be submitted with the Registry, but no record is tagged with this file. Registry is directed to tag the record, if already filed and if not submitted, the respondent is directed to submit the record.

Put up for arguments on **21.07.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 305/25

10.02.2026

Present : Sh. Rakesh Shukla, Ld counsel for the appellant.
Sh. Ankur Sharma, Ld counsel for the respondent
through VC.

Copy of letter dated 08.01.2025 issued by RWA filed.

An adjournment is sought by the ld. counsel for the
respondent on the ground of some personal difficulty.

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

Put up for arguments on **03.03.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 402/25

10.02.2026

Present : Sh. Puru Saroha, Ld. Proxy counsel for the appellant.
Sh. Sagar Kumar, Ld counsel for the respondent through
VC.

Ld. counsel for the respondent submits that wife of the appellant is also co-owner of the property, but has not been impleaded as appellant.

An adjournment is sought on behalf of the appellant as main counsel Sh. Amardeep Maini 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.

At request, put up for arguments on **05.06.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 624/25

10.02.2026

Present : Sh. Virender Kumar Sharma, Ld counsel for the appellant through VC.

None for the respondent.

Notice in this case has not yet been issued.

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 status report, if not yet filed, and reply on next date of hearing.

Put up for arguments on interim application(s) and appeal on **02.06.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.02.2026

A.No. 376/19 & 377/19

10.02.2026

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

Vide separate common judgment of even date, both the aforesaid 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
10.02.2026