

A.No. 398/26

15.05.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Sunil Malhotra, Sh. K.N. Singh and Sh. Jatin Awasthi,
Ld counsel for the appellant.

Submissions heard. File perused.

Issue notice of interim application(s) as well as appeal to the respondent/MCD through concerned Chief Law officer and also to the private respondent(s), if any.

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 **10.08.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 400/26

15.05.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Abhimanyu Lal and Sh. Abhishek Bhushan, Ld
counsel for the appellant.

Submissions heard. File perused.

Issue notice of interim application(s) as well as appeal to
the respondent/MCD through concerned Chief Law officer
and also to the private respondent(s), if any.

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 **02.06.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 401/26

15.05.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Kunal Ahlawat, Ld counsel for the appellant.

Submissions heard. File perused.

Issue notice of interim application(s) as well as appeal to the respondent/MCD through concerned Chief Law officer and also to the private respondent(s), if any.

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 **01.06.2026**.

Till next date of hearing, no coercive action be taken against the property of appellant i.e. Plot No.367, Extended Lal Dora, Village Ujwa, Delhi-73 in pursuance of the demolition order dated 28.02.2026. 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
15.05.2026

A.No. 402/26

15.05.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Kartavya Batra, Sh. Amit Batra and Ms. Anshika Batra, Ld counsels for the appellant.

Submissions heard. File perused.

Issue notice of interim application(s) as well as appeal to the respondent/MCD through concerned Chief Law officer and also to the private respondent(s), if any.

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 **01.06.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 403/26

15.05.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Kuldeep, Ld counsel for the appellant along with appellant.

Submissions heard. File perused.

Additional documents filed on behalf of the appellant.

Same are taken on record. Extra copy placed on record.

Issue notice of interim application(s) as well as appeal to the respondent/MCD through concerned Chief Law officer and also to the private respondent(s), if any.

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 02.09.2026.

Till next date of hearing, no coercive action be taken against the property of appellant i.e. 79-B, Gali no. 3, Kundan Nagar, Laxmi Nagar, Delhi, in pursuance of the demolition order dated 15.01.2026. 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

15.05.2026

A.No. 404/26

15.05.2026

Fresh appeal received. It be checked and registered.

Present : Sh. G.D. Mishra, Ld counsel for the appellant along with appellant.

Submissions heard. File perused.

Issue notice of interim application(s) as well as appeal to the respondent/MCD through concerned Chief Law officer and also to the private respondent(s), if any.

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 **24.08.2026**.

Till next date of hearing, no coercive action be taken against the property of appellant i.e. DDA flat no. 1126, Sector-A, Pkt. A, Vasant Kunj, New Delhi in pursuance of the demolition order dated 30.04.2026. 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
15.05.2026

A.No. 405/26

15.05.2026

Fresh appeal received. It be checked and registered.

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

Submissions heard. File perused.

Issue notice of interim application(s) as well as appeal to the respondent/MCD through concerned Chief Law officer and also to the private respondent(s), if any.

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 **03.06.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 424/23

15.05.2026

Present : Sh. Prem Singh, Ld counsel for the appellant.

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

Notice of this application be issued to the respondent on **09.06.2026.**

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 157/25

15.05.2026

Present : Sh. H.R. Khan and Sh. Zuber Khan, Ld counsels for the appellant.
Sh. Avishek Kumar, Ld counsel for the respondent. Fresh Vakalatnama filed, same is taken on record.

An application under Order VI rule 17 CPC filed seeking amendment in the appeal along with amended appeal filed.

Another application seeking condonation of delay filed on behalf of the appellant.

Copy of both application supplied.

Ld. counsel for the respondent seeks time to file reply to these application. Let the same be filed within 4 weeks with advance copy to the other side.

Put up for reply and arguments on the aforesaid applications on **12.08.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 450/25
Ankita Sharma vs. MCD

15.05.2026

Present : Sh. Anuj Kumar Garg and Ms. Kamal Sant, Ld. counsels
for the appellant.

Sh. Ashutosh Gupta, Ld counsel for the respondent.

Ld. counsel for the appellants submits that he has instructions from the appellant to withdraw the aforesaid appeal and he may be permitted to withdraw the aforesaid appeal.

Statement of Id. counsel for the appellant recorded separately to this effect.

In view of the statement made by the Id. counsel for the appellant, the aforesaid appeal stands disposed off as withdrawn.

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
15.05.2026

A.No. 518/25 & 519/25

15.05.2026

Present : Sh. Suresh Chaudhary, Ld counsel for the appellant along with appellant.
Sh. Paras Aggarwal and Sh. Saurabh Rana, Id. counsel for the appellant in appeal no. 518/25. Memo of appearance filed.
Sh. Atul Tanwar, Ld. counsel for the respondent in appeal no. 519/25 joined through VC and Sh. Vaibhav Sanwal, Adv. in person. Memo of appearance filed.

Status report is filed by the MCD in both the appeals, copy supplied.

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

Ld. counsel for the appellant seeks time to inspect the record and to argue the matter.

At request, put up for arguments on **24.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 788/25 & 789/25

15.05.2026

Present : Ms. Parul Agarwal, Ld counsel for the appellant.
Sh. Avishek Kumar, Ld counsel for the respondent. Fresh
Vakalatnama filed, same is taken on record

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 inspect the
record and to argue the matter.

At request, put up for arguments on **25.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 192/26

15.05.2026

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

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

Status report is filed by the MCD, copy supplied.

Record has already been submitted.

At request, put up for arguments on **04.08.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 286/26

15.05.2026

Present : Sh. Sarita Aggarwal, Ld counsel for the appellant.
Ms. Vasu Singh, Ld counsel for the respondent joined through VC along with proxy counsel in person.

Status report is filed by the MCD, copy supplied.

Record has already been submitted.

Ld. counsel for the appellant seeks time to inspect the record and to argue the matter.

At request, put up for arguments on **21.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 390/26

15.05.2026

Present : Sh. Y. K. Sharma, Ld counsel for the appellant along with appellant.
Sh. Arjun Parashar, Ld counsel for the respondent joined through VC.

Ld. counsel for the respondent seeks time to produce the record.

Let the same be produced and can be inspected by the counsel for the appellant.

Put up for arguments on **22.09.2026**.

Till next date of hearing, no coercive action be taken against the property of appellant i.e. B-21A, Gali no. 22, Govind Pura, Gandhi Nagar, Delhi-110051 in pursuance of the demolition order dated 02.12.2025. 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
15.05.2026

A.No. 478/15

15.05.2026

Present : Sh. Anuj Kumar Garg and Ms. Kamal Sant, Ld. counsel
for the appellant along with appellant.
None for the respondent.

Written submissions filed by the appellant. Copy placed
on record.

None has appeared for the respondent despite repeated
calls since morning.

Notice be issued to the MCD for assuring the present of
the Ld. counsel for the respondent in this matter.

No adverse order is being passed today.

Put up for arguments on 02.07.2026.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 1092/15 & 375/17

15.05.2026

Present : Ms. Kamal Sant, Ld. proxy counsel for the appellant along with appellant.
Sh. Vishal Chaudhary, Ld. Proxy counsel for Sh. Sagar Dhama, Ld. counsel for the respondent in appeal no. 1092/15.
Sh. Mohit Sharma, Ld counsel for the respondent in appeal no. 375/17.

Written arguments filed by the appellant in appeal no. 375/17. Copy supplied.

An adjournment is sought on behalf of the respondent in appeal no. 1092/15 as main counsel Sh. Sagar Dhama is not available today due to bad health.

The basis contention of the appellant in appeal no. 375/17 is that neither the Invalid Notice dated 02.03.2016 nor the rejection letter dated 21.04.2016 were received. The respondent has placed on record only the photocopy of the postal receipt in relation to rejection letter dated 21.04.2016. No document has been filed to show that Invalid Notice dated 02.03.2016 was sent to the appellant and by which mode. The office record of the regularization application does not contain any mode of service of this Invalid notice.

The respondent is directed to file the status report as to how the Invalid Notice dated 02.03.2016 was sent to the appellant on the next date of hearing.

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Put up for further arguments on **11.06.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 999/17

15.05.2026

Present : Sh. Abhinav Tyagi, Ld counsel for the appellant joined through VC.
Sh. Dharamvir Gupta, Ld counsel for the respondent joined through VC.
Sh. Diwan Singh Chauhan, Ld. counsel for the intervener along with intervener Sh. Rajender Kumar Sharma.

Arguments heard at length.

Put up for orders on **10.07.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 110/21

15.05.2026

Present : Sh. Nishant Sharma, Ld counsel for the appellant along
with appellant.

Ms. Praveen Ld counsel for the respondent.

Previous cost has been paid.

Put up for arguments on the appeal on 10.08.2026.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 392/21

15.05.2026

Present : Sh. Akil Rataeeya, Ld counsel for the appellant joined through VC.
Ms. Rumal Rastogi, Ld counsel for the respondent/MCD joined through VC.
None for the other respondents.

Part arguments heard.

Ld. counsel for the respondent submits that she wants to give up the brief as she is not keeping well.

Infacts, fresh notice be issued to the MCD for ensuring the presence of the counsel on the next date of hearing.

Put up for further arguments on **01.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 238/22 & 241/22

15.05.2026

Present : Sh. Manoj Kumar, Ld counsel for the appellant along with appellant in person.
Sh. Tejasvi Goel, Ld. counsel for the respondent.
Mohd. Jamil, intervener in person.

Status report is filed by the MCD, copy supplied.

As per the status report, unauthorized construction at fourth floor has been removed except of stair case/lift cabin.

It is further mentioned that no demolition action has been taken against non-compoundable deviations from basement to third floor.

Record shows that vide status report dated 29.01.2025, the respondent has mentioned non-compoundable deviations from basement to fourth floor and out of those, only the fourth floor has been demolished.

The appellant submits that the remaining deviations are compoundable for which the regularization has already been applied and the property is to be inspected by DUAC and for that purpose, it should be kept desealed for another 3 weeks.

Same is opposed as the appellant is seeking time since December 2025 to demolish the non-compoundable deviations and till date, has not demolished any non-compoundable deviations from basement to third floor.

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In these facts, no further temporary desealing can be allowed. Let the property be resealed today itself.

The appellant shall be at liberty to get it temporary desealed as and when the visit of DUAC is scheduled.

Further status report about resealing be filed on the next date of hearing.

Put up for further arguments on **19.08.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 276/22

15.05.2026

Present : Sh. Neeraj Kumar Shah, Ld counsel for the appellant along with appellant.
Ms. Vasu Singh, Ld counsel for the respondent joined through VC.

Part arguments heard.

At request, put up for further arguments on **14.08.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 528/22
Jai Prakash Aggarwal Vs. MCD

15.05.2026

Present : Sh. Neeraj Kumar Shah, Ld counsel for the appellant along with appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent.

Arguments heard at length.

This is an appeal challenging the demolition order dated 08.08,2022 passed in respect of unauthorized construction in the shape of deviations/excess coverage against sanctioned building plan in the shape of constructing bathroom and almirah in the balcony and drawing room balcony covered and extending projection on municipal land at first floor of DDA flat No.D-10/74, Sector-7, Rohini, Delhi as well as restoring the load bearing wall.

I have perused the record. The booking through show cause notice dated 18.07.2022 was only in respect of the shape of deviations/excess coverage against sanctioned building plan in the shape of constructing bathroom and almirah in the balcony and drawing room balcony covered and extending projection on municipal land at first floor. However, the demolition order travelled beyond the show cause notice and also directed the appellant to restore the all load bearing walls. There is no specification in the impugned order as to which load bearing wall of this flat

has been removed by the appellant nor the appellant was put to any notice about the load bearing walls. The demolition order cannot travel beyond the show cause notice and is liable to be set aside in view of the judgment of Hon'ble Supreme Court of India in **Mohinder Singh Gill and Ors Vs The Chief Election Commissioner, New Delhi & Ors. (1978) 1 SCC 405.**

In these facts the demolition order is set aside and matter is remanded back with the directions that the demolition order dated 08.08.2022 be now considered as show cause notice. The respondent is directed to pass a speaking order after considering the reply and documents to be submitted by the appellant and after giving personal hearing to the appellant. The appellant shall appear before the Quasi Judicial Authority on 01.06.2026 at 2.00 pm and the speaking order be passed within 6 weeks of conclusion of the hearing.

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
15.05.2026

A.No. 751/22 & 152/24
Raju Vs. MCD

15.05.2026

Present : Sh. Rajeshwar K. Gupta, Ld counsel for the appellant through VC along with appellant in person.
Sh. Sandeep Kumar, Id. counsel for the respondent joined through VC in appeal no. 751/22.
None for the respondent in appeal no. 152/24.

Arguments heard in appeal no. 152/24.

This is an appeal challenging the rejection order dated 15.01.2024 vide which the regularization application of the appellant was rejected for short-comings in compliance of Invalid notice dated 06.11.2023.

Ld. counsel for the appellant has argued that despite the appellant complying with all the requirement of the Invalid notice dated 06.11.2023, the regularization application was rejected by cryptic order without mentioning as to which requirement of this Invalid notice has not been complied with.

I have perused this Invalid notice, where the respondent asked the appellant to fulfill 11 (eleven) requirements which as per the appellant were duly complied with as he submitted all the affidavits and Indemnity bond sought by the respondent. The impugned order does not mention as to which of the requirement of the Invalid notice dated 06.11.2023 were not complied with and it states that

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'though, a reply has been received on 01.12.23, but the same is not satisfactory as most of the short-comings/observations have not been complied with'. The respondent was required to specify the short-comings to the appellant either by issuing a fresh Invalid notice or by specifically informing about the short-comings in the reply of the appellant dated 01.12.2023. It is a non-speaking order without providing the details of the short-comings and is therefore, set aside.

The respondent is directed to re-open the regularization application of the appellant and inform him about the short-comings in compliance to the Invalid notice dated 06.11.2023. The appellant should be given sufficient time to comply with the short-comings. The regularization application be reopened within 2 weeks from today and be decided within 8 weeks thereafter.

The appellant shall appear before the Quasi Judicial Authority on **02.06.2026** at 2.00 pm.

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.

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: 3 :

Appeal no. 751/22 :-

Put up for arguments on the demolition appeal bearing no. 751/22 subject to outcome of the regularization application, for **11.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 415/23

15.05.2026

Present : None for the appellant.
Ms. Rani Prajapat , Ld. proxy 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
15.05.2026

At 3.45 P.M.

Present None for the appellant.
Ms. Rani Prajapat , Ld. proxy 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 as well. It is 3.55 PM. It appears that the appellant is not interest in pursuing the matter. 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
15.05.2026

A.No. 694/23
Ajay Gaur Vs. MCD

15.05.2026

Present : None for the appellant.
Sh. H.R. Aggarwal, Ld counsel for the respondent/MCD.
Sh. Deepak Kumar, Id. counsel for the respondent no. 2
to 5.

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/15.5.26

Present : None for the appellant.
Sh. H.R. Aggarwal, Ld counsel for the respondent/MCD.
Sh. Deepak Kumar, Id. counsel for the respondent no. 2
to 5.

It is 3.55 PM.

The appellant has challenged the impugned order dated
06.05.2019 vide which protection was granted to the
private respondents under National Capital Territory of
Delhi Laws (Special Provision) Second Amendment Act,
2011. This appeal has been filed on 18.10.2023 after a
delay of almost 4 years.

None is present for the appellant to satisfy that how this
enormous delay can be condoned and today was the last
and final opportunity.

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I have heard the submissions of the Ld. counsel for the respondent. There is no reason to condone the delay of almost 4 year.

The application seeking condonation of delay is dismissed. The appeal is accordingly dismissed.

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
15.05.2026

A.No. 336/24

15.05.2026

Present : Sh. Kshitij Kumar, Ld. proxy counsel for the appellant.
None for the respondent.

An adjournment is sought on behalf of the appellant as main counsel Sh. Ankush Narang is not available today due to some personal difficulty,

Even none has appeared for the respondent despite repeated calls since morning. Record shows that no one has been appearing in this case for the MCD since the last two consecutive dates.

Fresh notice be issued to the MCD for ensuring the presence of the counsel on the next date of hearing.

Put up for arguments on **25.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 389/24

15.05.2026

Present : None for the appellant.
Sh. Atul Tanwar, Ld counsel for the respondent joined through VC along with Sh. Vaibhav Sanwal. Adv.

None has appeared for the appellant despite repeated calls since morning.

No adverse order is being passed today.

One last and final opportunity is granted to the appellant to address arguments on the next date of hearing.

Put up for arguments on **21.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 104/24 (M) & 105/24 (M)

15.05.2026

Present : Sh. Imran Ahmad, Ld counsel for the appellant.
None for the respondent.

None has appeared for the respondent despite repeated calls since morning.

No adverse order is being passed today.

Put up for arguments on **31.07.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 608/24

15.05.2026

Present : Sh. Paramvir Chouhan, Ld counsel for the appellant.
Ms. Sarita Aggarwal, Ld counsel for the respondent.

This is an appeal challenging the demolition order dated 25.07.2024.

As per the status report filed on 15.05.2025 along with photographs, the entire unauthorized construction in the subject property has been demolished by the DDA.

Ld. counsel for the appellant seeks time to argue on the appeal.

At request, put up for arguments on **21.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 928/24

15.05.2026

Present : None for the appellant.
Sh. Ashutosh Gupta , Ld counsel 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 **23.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 937/24

15.05.2026

Present : Sh. Ali Mehandi, Ld. proxy counsel for the appellant.
Sh. Shaurya Gupta, Ld counsel for the respondent.

An adjournment is sought on behalf of the appellant as main counsel Sh. Vinit Jain 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 **23.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 1046/24

15.05.2026

Present : Sh. Jitender Kumar Dhingra, Ld counsel for the appellant along with appellant no. 2 and 4 in person.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Arguments heard at length.

Ld. counsel for the appellant wants to file written submissions.

Put up for orders on **01.06.2026**. The parties are at liberty to file the written submissions with advance copy to each other.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 77/25

15.05.2026

Present : Sh. Manoj Kumar, Ld counsel for the appellant Fresh Vakalatnama filed, same is taken on record.
Sh. Ashutosh Gupt , Ld counsel for the respondent.

Ld. counsel for the appellant seeks some time to address the arguments as he has been recently engaged in the matter.

Respondent is directed to file status report in terms of order dated 29.07.2025.

At request, put up for arguments on **17.08.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 324/25

15.05.2026

Present : Sh. Abhishek Kataria, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Part arguments heard.

Let the respondent conduct fresh inspection at the terrace of the flat no. 151, Sector-A, Pkt. B and C, Vasant Kunj, New Delhi in the presence of the appellant and to file status report with dimensions in respect of construction existing at the terrace of this property.

Let the said inspected be carried out on 25.05.2026 at 3.00 pm.

Put up for further arguments and awaiting the status report on **05.08.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 375/25

15.05.2026

Present : Sh. Vinay Kumar Singh, Ld counsel for the appellant
joined through VC.
Sh. Ashutosh Gupta, Ld counsel for the respondent.
Sh. Vaibhav Kadyan, Id. proxy counsel for the intervener.

An application under Order I rule 10 CPC already filed is on record. Copy placed today on record. Let the same be collected by the appellant. Copy be also supplied to the Id counsel for the respondent.

An adjournment is sought on behalf of the appellant as main counsel Sh. Pushkar Aryan is not available today due to hospitalization of his father.

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 **23.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 380/25

15.05.2026

Present : Sh. Harish Kumar, Ld counsel for the appellant along with appellant.
None for the respondent.
Sh. Y.K. Sharma, Ld. counsel for the intervener.

Arguments on maintainability of the application under order 1 Rule 10 CPC heard. 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 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.

....contd.2

: 2 :

None has appeared for the respondent despite repeated calls since morning. It is informed that earlier counsel Sh. Ajay Gaur has left the panel of the respondent.

No adverse order is being passed today.

Fresh notice be issued to the MCD for ensuring the presence of the counsel on the next date of hearing.

Put up for arguments on appeal on **22.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 465/25

15.05.2026

Present : Appellant no. 1 in person.
Sh. Saurav Bhasin, Ld counsel for the respondent/DDA.

An adjournment is sought on behalf of the appellant as main counsel Sh. Charanjit Singh has been suffering from typhoid and is not available 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 **22.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 513/25 & 514/25

15.05.2026

Present : Sh. Vikas Kumar, Ld. Proxy counsel for the appellant.
Ms. Vasu Singh, Ld counsel for the respondent through VC along with Sh. Tilak Raj, AE(B) through VC and Id. proxy counsel in person.

Fresh Vakalatnama filed in appeal no. 514/25 for the respondent. Same is taken on record

An adjournment is sought by the Id. counsel for the appellant as certified copy of the record has not yet been supplied.

It is stated by the AE(B) that the record of both the appeal is common and has already been submitted, which is tagged in appeal no. 514/25.

At request, put up for arguments on **24.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 559/25

15.05.2026

Present : Sh. Abhshek Gupta, Ld counsel for the appellant along with appellant Arvind Kapoor in person.
Sh. Ashutosh Gupta , Ld counsel for the respondent.
Sh. Rishabh Gupta, Ld. counsel for the intervener along with intervener.

The appellant has placed on record the certified copy of the house tax assessment notice dated 10.03.1998 as well as copy of the inspection register. It is stated that the tax assessed however was not paid because of a civil litigation.

Let the original house tax record of the property no. 1445/2, Gali no. 7, Wazir Nagar, Kotla Mubarakpur, Delhi-110003 along with original inspection register be produced by the Joint Assessor and Collector, who is directed to be present in person along with record on the next date of hearing.

Put up for awaiting record and arguments on **11.09.2026**.
Interim orders, if any, to continue till the next date of hearing.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 623/25

15.05.2026

Present : Sh. Vimal Yadav, Ld. proxy counsel for the appellant
joined through VC.

Sh. Ashutosh Gupta , Ld counsel for the respondent.

The appellant is at liberty to inspect the record.

An adjournment is sought on behalf of the appellant as
main counsel has been suffering from viral fever and is
unable to come to the court 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 **25.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 636/25

15.05.2026

Present : Ms. Dimple Sharma, Ld. Proxy counsel for the appellant
joined through VC.

Sh. Ashutosh Gupta Ld counsel for the respondent.

An adjournment is sought on behalf of the appellant as
main counsel has gone with his daughter for CUET
examination.

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 **25.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 4/26 & 5/26

Neema Devi & Ors Vs MCD

15.05.2026

Present : Sh. Manoj Kumar, Ld counsel for the appellant.
Sh. Ashutosh Gupta, counsel for the respondent.
Sh. Mridul Jindal, Ld. counsel for the intervener Anil Kumar.

Arguments on maintainability of the application under order I Rule 10 CPC heard. 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 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.

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: 2 :

Arguments heard on the application of the intervener seeking reference of contempt of court against appellants and the respondents. As per this application the appellants have made false averments in this appeal regarding the date of knowledge of the impugned orders and the MCD has not complied with the undertaking given before the Hon'ble High Court and also has concealed the order dated 10.09.25 passed by the Hon'ble High Court in W.P.(C) No.13909/25.

This application is liable to be dismissed only for the reason that the intervener is not a party to this appeal. Further, even if the averments made in this application are considered to be correct, no contempt is made out for mentioning wrong date of knowledge of the impugned order, by concealing the order dated 10.09.2025 and also the contempt does not lie before this Tribunal for violation of any undertaking given before the Hon'ble High Court. The application is dismissed.

Put up for arguments on appeal on **03.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026

A.No. 175/24
Ritu Jaiswal Vs. MCD

15.05.2026

Present : None for the appellant.
 None for the respondent.
 None for the intervener.

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
15.05.2026

A.No. 290/26

15.05.2026

Present : Sh. Vikas Khatri, Ld counsel for the appellant along with appellant in person.
Sh. Varun Sharma, Ld counsel for the respondent/MCD.
Sh. Shreshta Jain and Ms. Neha Bhuttan, Ld. counsel for the respondents no. 3, 4 and 6 along with respondents.

Matter is listed for judgment. As per appellant the private respondents by constructing lift are encroaching on the basement which is in violation of DDA sanctioned building plan and without permission of the DDA who is the lessor of the society.

The management committee of the society through its President was impleaded in the civil suit filed by the appellants but has not been impleaded in this appeal and the stand of the managing committee is essential as far as the basement is concerned.

Issue notice to the management committee through its president for **28.05.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
15.05.2026