

A.No. 578/26

10.07.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Aman Mudagal, 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 **15.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 579/26 & 580/26

10.07.2026

Fresh appeals received. It be checked and registered.

Present : Sh. S.B. Pandey, Ld counsel for the appellant along with husband of 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 **04.08.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 586/26

10.07.2026

Fresh appeal received. It be checked and registered.

Present : Ms. Nisha Narayanan, 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).

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 **04.08.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 587/26

10.07.2026

Fresh appeal received. It 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/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 **11.08.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 226/26

10.07.2026

Present : Sh. Gaurav Kumar, Ld. counsel for the appellant along with appellant.
Sh. Atul Tanwar, Ld counsel for the respondent joined through VC along with Sh. Akash Tanwar and Sh. Vaibhav Sanwal, Advocates. Memo of appearance filed.

The record has already been submitted. It can be inspected by the counsel for the appellant.

An adjournment is sought on behalf of the appellant as main counsel Sh. M.L. Gupta is not available today due to fever

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 **27.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 33/26 (M)

Prewati (since deceased) through L.Rs. vs. MCD

10.07.2026

Present : Sh Hemant Kumar, Ld. counsel for the applicant.
Sh. Deepak Vutsya, Ld counsel for the original
appellant/non-applicant.

The Id. counsel for the appellant has appeared on
advance notice of this application received.

Notice of this application has not yet been issued by this
Tribunal.

The applicant who was not a party to the main appeal has
filed this application for compliance of the directions given
by this Tribunal in the judgment dated 13.11.2025. The
applicant was not impleaded as respondent or appellant
in this appeal and my Ld. Predecessor only gave a liberty
to the applicant to file certain documents on 22.03.2017
in the present appeal. That does not give any locus to
the applicant to file this application. The application 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
10.07.2026

A.No. 468/19 & 469/19

10.07.2026

Present : Ms. Aditi Aggarwal, Ld counsel for the appellant along with appellants joined through VC along with some of the appellants.
Sh. R.K. Kashyap, Ld counsel for the respondent in appeal no. 468/19 through VC.
Sh. S. Adil Hussain, Ld. counsel for the respondent in appeal no. 469/19.
Ms. Sonu Lohia, Ld. counsel for the intervener.

Arguments heard at length.

Put up for orders on **20.08.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 470/19
Joginder Mohan Khurana Vs. MCD

10.07.2026

Present : Ms. Aditi Aggarwal, Ld counsel for the appellant joined through VC.
Sh. Pramod Kaushik, Ld. counsel for the respondent through VC.
Ms. Sonu Lohia, Ld. counsel for the intervener.

Arguments heard on the application seeking condonation of delay of about one year in filing the aforesaid appeal. As per the appellant, the demolition order dated 14.08.2018 passed in respect of the ground floor flat bearing no. 10-A, DDA Janta Flats, Phase-III, Ashok Vihar, Delhi was never served upon the appellant.

Record shows that the same was served through pasting, but neither there are any photographs of pasting nor any witness to the said pasting. Infacts, the delay is condoned. The application seeking condonation of delay stands disposed of.

Now, coming to the merits of this case, the demolition order and the show cause notice are silent in respect of the alleged deviations from the standard building plan of the subject property. The office record does not contain the standard building plan of these flats and even the respondent is not aware about the alleged deviations.

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: 2 :

As per the judgment of the Hon'ble Supreme Court of India passed IN RE... directions in the matter of demolition of structures (2025) 5 Supreme Court Cases 1, the show cause notice and demolition order should contain the details of the alleged deviations as well as whether the same are compoundable or not.

In these facts, the demolition order is set aside with directions to the respondents to pass a speaking order containing the details of the deviations in the subject property as well as whether the same are compoundable or not. The said order shall be passed 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 03.08.2026 at 3.00 pm and the speaking order be passed within 6 weeks of conclusion of the hearing.

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.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 396/22

10.07.2026

Present : Ms. Ishika, Ld. Proxy counsel for the appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent.
None for the intervener.

Ld. proxy counsel seeks pass over in the matter as the main counsel is held up before some other court. In view of the heavy cause list, the pass over is not possible.

The appellant as well as intervener are given one last and final opportunity to address the arguments in the matter on the next date of hearing.

At request, put up for arguments on **16.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 629/22

10.07.2026

Present : Sh. Kamaldeep Singh, Ld counsel for the appellant.
Sh. Madan Sagar, Ld counsel for the respondent.

Status report with photographs filed by the MCD, copy supplied.

Photographs along with list filed on behalf of the appellant. Copy supplied.

Arguments heard at length.

Put up for orders on **19.08.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 649/22

10.07.2026

Present : Husband of the appellant in person.
Sh. Jai Gupta, Ld. Proxy counsel for Sh. Ashutosh Gupta,
Ld. counsel the respondent.

An adjournment is sought on behalf of the appellant as his counsel is not well today.

An adjournment is also sought on behalf of the respondent as main counsel Sh. Ashutosh Gupta has gone to Udaipur to attend some family function.

In the interest of justice one more opportunity is granted to the parties to address the arguments in the matter on the next date of hearing.

Put up for arguments on **15.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 353/23
Dinesh Kumar Vs. MCD

10.07.2026

Present : Sh. Harshad Gupta, Ld. Proxy counsel for the appellant along with appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent.
Sh. Ashwin, Ld. Proxy counsel for respondent no. 2.
Fresh Vakalatnama filed, same is taken on record

An adjournment is sought on behalf of the appellant as main counsel Sh. S.S. Khatri, is held up before the Rohini Court. Record shows that his vakalatnama is not on record. Ld. proxy counsel seeks some time to file the same. Let the same be so filed.

An adjournment is also sought on behalf of the respondent no. 2 as main counsel Sh. R.K. Chaudhary is not available today due to bad health.

Record perused.

The present appeal seeks revocation of sanctioned building plan no. 10079074 dated 20.10.2020 issued in the name of the respondent no. 2 Rohit Chauhan.

As per the status report dated 16.01.2026 filed by the respondent/MCD, the said sanctioned plan has already been revoked on 19.05.2025 and the copy of that order was also annexed with that status report and was supplied to the appellant on the last date of hearing.

Since, the sanctioned plan has already been revoked, the prayer of the appeal stands satisfied.

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With the above observations, 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.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 394/23

10.07.2026

Present : Ms. Kanika Gupta, Ld counsel for the appellant joined through VC.

Sh. Nisha Garg, Ld counsel for the respondent.

Ld. counsel for the appellant seeks adjournment on the ground that she has recently been engaged and will file her vakalatnama during the course of day.

In the interest of justice one last and final opportunity is granted to the appellant to address the arguments in the matter on the next date of hearing.

Put up for arguments on **27.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 442/23

10.07.2026

Present : Ms. Rashi Gupta, Ld counsel for the appellant joined through VC.
Sh. V.K. Aggarwal, Ld counsel for the respondent.

Part arguments heard.

The appellant is ready to pay the misuser charges but claims that the misuser charges calculated by the respondent are incorrect and on the higher side relating to retails shops.

The misuser charges calculated by the MCD are silent in respect of the category of the colony and why the same has been calculated at Rs. 1536 per sq. mtr.

Let the fresh status report be filed regarding the category of the colony where the subject property is situated and the Head under which the misuser charges have been calculated i.e. retails shop, other activities or professional activities, on the next date of hearing.

AE(B) concerned is also directed to be present in the court on the next date of hearing.

Arguments heard on the applications seeking condonation of delay in filing the aforesaid appeal. The Hon'ble High Court vide order dated 24.05.2023 granted leave and liberty to the appellant to file this appeal within 8 weeks which was filed on 18.07.2023. The appellant

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: 2 :

has wrongly challenged the sealing order in the writ petition before the Hon'ble High Court before W.P.(C) no. 7796/18 and as such is also entitled to benefit of Section 14 of the limitation Act. Hence, the delay in filing the appeal is condoned.

The applications stand disposed of.

Put up for awaiting the status report and arguments on appeal on **25.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 596/23

10.07.2026

Present : None for the appellant.
 Sh. V.K. Aggarwal, Ld proxy counsel for Ms. Praveen
 Sharma, 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 **13.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 743/23

10.07.2026

Present : None for the appellant.
Sh. Jai Gupta, Ld. Proxy counsel for Sh. Ashutosh Gupta,
Ld. counsel the respondent.

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

No adverse order is being passed today.

An adjournment is sought on behalf of the respondent as main counsel Sh. Ashutosh Gupta has gone to Udaipur to attend some family function.

In the interest of justice one more opportunity is granted to the parties to address the arguments in the matter on the next date of hearing.

Put up for arguments on **28.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 63/24
Saurabh Lamba Vs. MCD

10.07.2026

Present : None for the appellant.
Sh. V.K. Aggarwal, 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/10.7.26

At 3.15 PM

Present : None for the appellant.
Sh. V.K. Aggarwal, 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 previous date as well.

It is 3.15 PM. It appears that the appellant is not interest in pursuing this appeal. The 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
10.07.2026

A.No. 285/24 & 286/24

10.07.2026

Present : Sh. Yashpal Bharti, Ld counsel for the appellant.
None for the respondent.

None has appeared for the respondent despite repeated calls since morning. Even on the previous date, none has appeared for 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 **30.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 697/24

10.07.2026

Present : Sh. Sanjeev Aggarwal, Ld counsel for the appellant.
Sh. Atul Tanwar, Ld counsel for the respondent joined through VC along with Sh. Vaibhav Sanwal, Adv.

Part arguments heard.

The photographs at page no. 7-C of the office record show that the construction at the third floor flat of the appellant no. 21-D is exactly same as at the second floor flat no. 21-C. The appellant filed two suits against Trilok Kumar Meena, who is the complainant against the appellant and against Yunus James.

MCD is directed to file the status report in respect of any booking of Flat no. 21-C and 23-D on the next date of hearing.

As per the order dated 04.06.2024 passed by the Ld. Civil Judge in the suit CS NO. 1806/22 filed by the appellant, the extra coverage and deviations from the standard building plan was compared by the MCD. Let the copy of the said Standard Building Plan be filed by the MCD on the next date of hearing.

Put up for awaiting the status report & copy of the standard building plan and arguments on **14.10.2026**.

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: 2 :

Till next date of hearing, no coercive action be taken against the property of appellant in pursuance of the impugned order. This interim order shall not come in the way of any order/directions passed by the Hon'ble High Court as well as Hon'ble Supreme Court of India. It is also 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
10.07.2026

A.No. 850/24
Pramod Chabra Vs. MCD

10.07.2026

Present : Sh. Vipin Sharma, Ld counsel for the appellant.
Sh. Jai Gupta, Ld. Proxy counsel for Sh. Ashutosh Gupta,
Ld. counsel the respondent.

Ld. counsel for the appellant 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 stand 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
10.07.2026

A.No. 915/24

10.07.2026

Present : Ms. Aditi Aggarwal, Ld counsel for the appellant joined through VC.
Sh. Jai Gupta, Ld. Proxy counsel for Sh. Ashutosh Gupta, Ld. counsel the respondent.

An adjournment is sought on behalf of the respondent as main counsel Sh. Ashutosh Gupta has gone to Udaipur to attend some family function.

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

Put up for arguments on **13.10.2026**.

Till next date of hearing, no coercive action be taken against the property of appellant in pursuance of the impugned order. This interim order shall not come in the way of any order/directions passed by the Hon'ble High Court as well as Hon'ble Supreme Court of India. It is also 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
10.07.2026

A.No. 1042/24

10.07.2026

Present : Sh. Mandeep Singh, Ld. counsel for the appellant joined through VC.

Sh. Madan Sagar, Ld counsel for the respondent.

Some more time sought on behalf of the respondent/ MCD to verify the property tax return documents relied by the appellant.

At request, put up for the purpose fixed on **15.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 1051/24

10.07.2026

Present : Sh. Mritunjay Kumar, Ld counsel for the appellant.
Sh. Paras Aggarwal, Ld counsel for the respondent.
Sh. Yashpal Singh, Ld. counsel for the intervener.

Record has not yet been deposited in this case, though was produced on 14.01.2025 and was directed to be deposited.

Let the record be deposited on or before the next date of hearing.

Put up for awaiting record and arguments on **12.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 84/25

10.07.2026

Present : Appellant in person.
Sh. Atul Tanwar, Ld counsel for the respondent joined through VC along with Sh. Akash Tanwar, Adv.

An adjournment is sought on behalf of the appellant as main counsel has been suffering from fever and is not well today.

Perusal of the record shows that repeated adjournments have been sought by the appellant on one pretext or other. However, in the interest of justice, one last and final opportunity is granted to the appellant to address the arguments in the matter subject to a cost of Rs. 3,000/- to be deposited with Registry of this Tribunal.

Put up for arguments on **27.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 127/25

10.07.2026

Present : Sh. Gaurav Mishra, Ld. Proxy counsel for the appellant along with appellant.
Sh. Jai Gupta, Ld. Proxy counsel for Sh. Ashutosh Gupta, Ld. counsel the respondent.

Ld. proxy counsel for the appellant seeks pass over in the matter as the main counsel is held up before the Hon'ble High Court. In view of the heavy cause list, the pass over is not possible.

An adjournment is sought on behalf of the respondent as main counsel Sh. Ashutosh Gupta has gone to Udaipur to attend some family function.

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

Put up for arguments on **28.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 149/25

10.07.2026

Present : Sh. Anupam Gupta, Ld counsel for the appellant.
Sh. Jai Gupta, Ld. Proxy counsel for Sh. Ashutosh Gupta,
Ld. counsel the respondent.

An adjournment is sought on behalf of the respondent as main counsel Sh. Ashutosh Gupta has gone to Udaipur to attend some family function.

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

Put up for arguments on **28.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 435/25

10.07.2026

Present : Sh. Neeraj Bari, Ld. Proxy counsel for the appellant.
None for the respondent.

Record has already been submitted.

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

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

At request, put up for arguments on **02.11.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 19/25 (M)

10.07.2026

Present : None for the applicant.
 Sh. Jai Gupta, Ld. Proxy counsel for Sh. Ashutosh Gupta,
 Ld. counsel the respondent.

An adjournment is sought on behalf of the respondent as
main counsel Sh. Ashutosh Gupta has gone to Udaipur to
attend some family function.

Even None has appeared for the applicant despite
repeated calls since morning.

No adverse order is being passed today.

Put up for arguments on **30.10.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 548/25

10.07.2026

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.
Sh. Jai Gupta, Ld. Proxy counsel for Sh. Ashutosh Gupta,
Ld. counsel the respondent.
Sh. Mayank Bansal, Ld. counsel for the applicant/
intervener.

Appellant seeks some time to file the reply to the application under Order I rule 10 CPC. Let the same be filed with advance copy to the other side.

An adjournment is also sought on behalf of the respondent as main counsel Sh. Ashutosh Gupta has gone to Udaipur to attend some family function.

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

Put up for arguments on **18.08.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 722/25

10.07.2026

Present : Ms. Parul Agarwal, Ld counsel for the appellant.
Sh. Avishek Kumar, Ld counsel for the respondent.

Status report is filed by the MCD, copy supplied.

As per the status report, the MCD has written letters to the DDA to provide the Standard building plan of the DDA Flat no. C-4/4122, Ground Floor, Vasant Kunj, New Delhi, but same has not yet been provided.

Let notice be issued to the DDA along with copy of this order with directions to provide the standard building plan of this property on the next date of hearing.

The appellant also seeks time to file the site plan of the existing covered area of the subject property.

Let the same be done by the next date of hearing.

Put up for awaiting the standard building plan and site plan as well as arguments on **09.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 45/26
Sushma Verma Vs. MCD

10.07.2026

Present : Ms. Sonu Lohia, Ld counsel for the appellant along with husband of the appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent.

Written arguments filed by the appellant. Copy supplied.
Arguments heard on the application seeking condonation of delay of more than 8 years in filing the aforesaid appeal. As per the appellant, the demolition order dated 14.08.2018 passed in respect of the ground floor flat bearing no. 10-B, DDA Janta Flats, Phase-III, Ashok Vihar, Delhi was never served upon the appellant till 05.01.2026.

Record shows that the same was served through pasting, but neither there are any photographs of pasting nor any witness to the said pasting. Infacts, the delay is condoned. The application seeking condonation of delay stands disposed of.

Now, coming to the merits of this case, the demolition order and the show cause notice are silent in respect of the alleged deviations from the standard building plan of the subject property. The office record does not contain the standard building plan of these flats and even the respondent is not aware about the alleged deviations.

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: 2 :

As per the judgment of the Hon'ble Supreme Court of India passed IN RE... directions in the matter of demolition of structures (2025) 5 Supreme Court Cases 1, the show cause notice and demolition order should contain the details of the alleged deviations as well as whether the same are compoundable or not.

In these facts, the demolition order is set aside with directions to the respondents to pass a speaking order containing the details of the deviations in the subject property as well as whether the same are compoundable or not. The said order shall be passed after considering the reply already submitted and documents, if any, to be by the appellant and after giving personal hearing to the appellant.

The appellant shall appear before the Quasi Judicial Authority on 29.07.2026 at 3.00 pm and the speaking order be passed within 6 weeks of conclusion of the hearing.

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.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 134/26

10.07.2026

Present :

Sh. Siddharth Vardhman, Ld counsel for the appellant.
Sh. Sanjeet Kumar, proxy counsel for Sh. Pritish Sabharwal,
Ld. counsel for respondent joined through VC.
Sh. Aarush Sharma, Ld. counsel for the R-2 and R-3 joined
through VC.

An application filed by the appellant to place on record a pen-drive containing a video of an incident dated 23.06.2026. Copy has already been supplied to private respondent and for MCD, is placed on record and it is stated that the pen-drive meant for MCD also contains the recording which are there in the pen-drive filed by the appellant in respect of the status report of the MCD. Let the same be collected.

Reply, if any, to this application be filed with advance copy on or before the next date of hearing.

An adjournment is sought on behalf of the appellant as Id. senior counsel is not available today being 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 all the pending applications as well as appeal on **16.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
10.07.2026

A.No. 999/17

10.07.2026

Present : Sh. Abhinav Tyagi, Ld counsel for the appellant joined through VC.
Sh. Dharmvir Gupta, Ld counsel for the respondent.

Vide separate judgment of even date, the present appeal is dismissed.

Let the compliance report as directed vide the judgment be filed by the Commissioner, MCD within 08 weeks.

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
10.07.2026

A.No. 1/25

10.07.2026

Present : Appellant no. 2 in person.
Sh. Jai Gupta, Ld. Proxy counsel for Sh. Ashutosh Gupta,
Ld. counsel for the respondent.

Vide separate judgment of even date, the present appeal is disposed of.

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
10.07.2026