

A.No. 604/26
Premlata Chauhan Vs. MCD

17.07.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Gourav Sharma and Sh. Rohit Shukla, Ld counsel for
the appellant along with SPA Holder.
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 **30.10.2026**.

Till next date of hearing, no coercive action be taken against
the property of appellant i.e. construction on the terrace of
DDA Flat no. 5-D, Pkt. C, Siddharth Extension, New Delhi,
in pursuance of the demolition order dated 22.06.2026.
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
17.07.2026

A.No. 605/26

17.07.2026

Fresh appeal received. It be checked and registered.

Present : Ms. Riya and Sh. Yash Tewari, 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 **07.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 607/26

17.07.2026

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 **03.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 609/26

17.07.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Rahul Sharma, 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 **08.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 610/26

17.07.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Nishant Yadav, 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 **24.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 611/26
Sujatha N. Shirolkar and Anr. Vs. MCD

17.07.2026

Fresh appeal received. It be checked and registered.

Present : Appellant Ms. Sujata Sirolkar, (who herself is an advance) in person.

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 **12.10.2026**.

Till next date of hearing, no coercive action be taken against the property of appellant i.e. Flat no. 171-H, Third Floor and a room on the terrace of the third floor, Mayur Vihar, Phase-I, New Delhi, in pursuance of the demolition order dated 30.06.2026. 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
17.07.2026

A.No. 236/24

17.07.2026

Present : Sh. Sachin Mishra, Ld counsel for the appellant.

File is taken up today on an application of early hearing, on the application for filing additional documents and on the application for temporary desealing filed on behalf of the appellant.

The next date of hearing in the matter is 08.09.2026. The appeal is of the year 2024 and there are serious allegations against the appellant for tampering the seal for which this court was compelled to pass the order dated 07.07.2026 directing MCD to reseal the property. No case for early hearing is made out. The application for early hearing is dismissed.

Let notice of the remaining two applications be issued to the respondent for the date fixed i.e. **08.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 848/25

17.07.2026

Present : Sh. Deepak Z. Mehta, Ld. Proxy counsel for the appellant.

File is taken up today on an application seeking enforcement of the order dated 12.12.2025. As per this application, despite interim order, the partial demolition action is taken against the property on 27.06.2026.

Issue notice of this application to the respondent with directions to the DC concerned to be present in person with explanation as to why proceedings for Contempt of Court (Civil) be not initiated against him for violation of the order dated 12.12.2025, for the date fixed i.e. 14.09.2026..

It is also relevant to note that none appeared for the MCD on 12.05.2026 despite service of the notice of this appeal on 18.12.2025.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 852/25

Vandana Mahajan and Ors. vs. MCD

17.07.2026

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

File is taken up today on the application of early hearing as well as application seeking permission to withdraw the aforesaid appeal filed on behalf of the appellant.

Submissions heard. Applications perused.

In view of the reason given, the application seeking early hearing is allowed and the file is taken up today.

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

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

In view of the statement made by the Id. counsel for the appellants, the aforesaid appeal stands disposed off as withdrawn. The applications seeking permission for withdrawal of the aforesaid appeal also stand disposed of.

Date of 09.10.2026 stands canceled.

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
17.07.2026

A.No. 147/26

Mohd. Masiuddin and Anr. Vs. MCD

17.07.2026

Present :

Sh. Sunil Lalwani and Ms. Neha Sharma, Ld counsels for the appellant.

Sh. Ashutosh Gupta, Ld counsel for the respondent.

File is taken up today on the application of early hearing as well as application seeking withdrawal of the aforesaid appeal filed on behalf of the appellant.

Submissions heard. Applications perused.

In view of the reason given, the application seeking early hearing is allowed and the file is taken up today.

Ld. counsel for the appellants submits that he has instructions from the appellants to withdraw the aforesaid appeal and he may be permitted to withdraw the aforesaid appeal with liberty to avail the appropriate remedy.

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

In view of the statement made by the Id. counsel for the appellants, the aforesaid appeal stands disposed off as withdrawn with liberty as prayed subject to law of limitation.

The application seeking permission for withdrawal of the aforesaid appeal also stand disposed of.

Date of 24.08.2026 stands canceled.

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

17.07.2026

A.No. 261/26

17.07.2026

Present : Ms. Lakshita Bhardwaj, Ld. Proxy counsel for the appellant.
Ms. Suman Pandey, Ld counsel for the respondent along with AE(B) Sh. Sri Niwas.

Status report is filed by the MCD, copy supplied.

The record has been produced. It be deposited with Registry. It can be inspected by the counsel for the appellant.

An adjournment is sought on behalf of the appellant as main counsel Sh. Ojas Singh Sachdeva is not available due to some personal difficulty.

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 **06.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 269/26

17.07.2026

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

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

Let Notice of this application be issued to the appellant for **10.08.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 308/26

17.07.2026

Present : Ms. Lakshita Bhardwaj, Ld. Proxy counsel for the appellant.
Sh. Umang Mittal, Ld counsel for the respondent joined through VC along with AE(B) Sh. Sri Niwas.

Status report is filed by the MCD, copy supplied.

The record has been produced. It be deposited with Registry. It can be inspected by the counsel for the appellant.

An adjournment is sought on behalf of the appellant as main counsel Sh. Ojas Singh Sachdeva is not available due to some personal difficulty.

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 **05.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 504/26

17.07.2026

Present : Ms. Bandana, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Status report is filed by the MCD, copy supplied.

Record has already been deposited. It can be inspected by the counsel for the appellant.

Notice was not issued to the private respondent, whose sanction is under challenge.

Let notice be issued to the private respondent for **09.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 28/26 (M) & 29/26 (M)
Mukesh Garg Vs. MCD

17.07.2026

Present : Sh. Amit Vohra, Ld counsel for the appellant.
Sh. Atul Tanwar , Ld counsel for the respondent joined through VC along with Sh. Vaibhav Sanwal, Adv and Sh. Rajesh Kumar Rohilla, AE(B), KBZ. Memo of appearing filed.

Status report along with copy of order of the Hon'ble High Court dated 12.05.2026 filed by the respondent. Copy supplied.

These are two applications filed by the appellant/applicant seeking contempt proceedings (civil) against the respondent for not desecrating the property as directed vide judgment dated 02.04.2019 passed by this Tribunal in appeal no 5/18 and 6/18.

Vide this judgment, this Tribunal allowed the said two appeals on 02.04.2019 with directions to the respondent to desecrate the two properties bearing no. 15-A/42 (Municipal no. 10463) and bearing no. 15-A/43 (Municipal no. 10466), to facilitate the appellant to take necessary action to get the existing construction regularized.

The respondent preferred two appeals against this judgment bearing appeal no. 10/19 and 11/19 before the Appellate Court and both these appeals were dismissed on 23.08.2025.

.....contd.2

: 2 :

Now the respondent has preferred two petitions under Article 227 of the Constitution of India before the Hon'ble High Court against the judgments dated 02.04.2019 and 23.08.2025. These petitions came up before Hon'ble High Court on 12.05.2026 and notice has been issued to the applicants for 18.09.2026. However, there is no stay to the judgments dated 02.04.2019 as well as 23.08.2025.

The respondent without having any stay to the operation of the judgments of this Tribunal and of the Appellate Authority cannot indirectly claim that the order cannot be complied only because the CM (Main) are pending.

Since, the MCD is reluctant to comply with the directions of this Tribunal, the appellant is at liberty to remove the seal forthwith as directed vide judgment dated 02.04.2019.

The appellant however shall not create any third party interest in the property till the pendency of the CM (Main) petitions.

In view of the same, the contempt petitions are 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
17.07.2026

A.No. 602/26

17.07.2026

Present : Sh. Satish Tamta, Senior Advocate along with Ms. Nisha Narayannan and Sh. Shariq Iqbal, Ld counsel for the appellant.
None for the respondent/MCD and private respondent no. 11 and 13.
Sh Shreshth Jain, Ld. counsel for all the respondents no. 3 to 10 and 12 joined through VC along with Ms. Suksham Kwatra, Adv. Fresh Vakalatnama filed, same is taken on record.

List of documents along with four photographs filed on behalf of the respondent 3 to 10 and 12. Copy supplied.
None has appeared for the MCD nor any record has been produced.

The site map of the spot where the NOC for installation of the lift has been accorded is essential to consider the rival submissions of the parties.

The private respondents are also directed to file the reply along with sanction map with advance copy to the opposite side.

Let fresh notice be issued to the MCD of this appeal and pending application for **21.07.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No.163/22

17.07.2026

Present : Sh. Vipin Kumar Ahuja and Sh. Abhishek Wadhwa, Ld counsel for the appellant.
Sh. Ashutosh Gupta, counsel for the respondent/MCD.
Sh. Pratyush Sharma, Ld. counsel for the intervener joined through VC along with Sh. Binish Kumar, Adv.

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 :

Ld. counsel for the appellant is directed to provide the complete paper book to the ld counsel for the respondent within 3 days from today.

An adjournment is sought by the counsel for the appellant to advance arguments on the appeal.

At request, put up for arguments on the appeal 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
17.07.2026

A.No. 1222/15

17.07.2026

Present : Sh. Akash Gupta, Ld counsel for the appellant. Fresh Vakalatnama filed on behalf of appellant no. 1 only. Same is taken on record.
None for the respondent.

An adjournment is sought by the counsel for the appellant on the ground that he has recently been engaged and needs some time to go through the record.

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

The appeal pertains to the year 2015. However, 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 **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
17.07.2026

A.No. 427/19

17.07.2026

Present : Sh. Bharat Garg, Ld counsel for the appellant.
Sh. V.K Aggarwal, Ld counsel for the respondent.

Ld. counsel for the respondent seeks some more time to produce the Receiving Register of 01.03.2018 from the office of the DC concerned. Let the same be so produced positively, failing which adverse inference shall be drawn against the respondent.

Put up for further 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
17.07.2026

A.No. 14/20

17.07.2026

Present : Ms. Creesha Shastri, Ld counsel for the appellant joined through VC.
Sh. Ashutosh Gupta, Ld counsel for the respondent/MCD.
Ms. Supriya, Ld. proxy counsel for the R-2.

Ld. counsel for the appellant as well as proxy counsel for R-2 submit that matter between the appellant and the private respondent(s) is pending before the Mediation Centre, Hon'ble Delhi High Court and is now fixed on 22.07.2026 and same will have bearing on the appeal, which relates to sanction.

At request, put up for awaiting outcome of the aforesaid mediation on **08.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 448/21

17.07.2026

Present : Sh. Rohit Jain, Ld counsel for the appellant joined through VC.
Sh. Sanjay Sharma, Ld counsel for the respondent along with Sh. Dharmbir Singh, Consultant, NDMC and Sh. Ashok Kumar, ASO, NDMC.

Further arguments heard.

Ld. counsel for the respondent seeks some time to clarify regarding the policy of the NDMC relating to towers and poles from the department.

At request, put up for further arguments on **07.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 293/22, 294/22 & 295/22

17.07.2026

Present : Sh. Shivaji Shukla and Sh. Lakshay Magan, Ld counsels
for the appellant.
Sh. Ashutosh Gupta, counsel the respondent.

Part arguments heard.

The appellants are directed to produce original complete
chain of title documents of the subject property on next
date of hearing.

MCD is also directed to produce the property tax record
of the property bearing no. A-55 and A-55/1, Duggal
Colony, Deovli Colony, Khanpur, Delhi on the next date of
hearing.

Put up for further 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
17.07.2026

A.No. 444/22

17.07.2026

Present : Sh. Ashok Thagal, Ld counsel for the appellant along with
appellant.
Sh. Mohit Sharma, Ld counsel for the respondent.

An adjournment is sought by the Id. counsel for the
appellant as he is having pain in his jaw.

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

Put up for 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
17.07.2026

A.No. 666/22 & 294/24

17.07.2026

Present : Sh. Anuj Garg, Ld counsel for the appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent in appeal no. 294/24.
Sh. Avishek Kumar, Ld. counsel for the respondent in appeal no. 666/22.

It is stated by the Id. counsel for the respondent in appeal no. 294/24 that he has already written a letter to the respondent/MCD to verify the documents as directed by this court on 13.03.2026, but no response has yet been received to his letter.

Let the Executive Engineer concerned be present in the court with explanation as well as verification status report on the next date of hearing.

Put up for awaiting the said report and arguments on **10.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 37/23 & 38/23

17.07.2026

Present : Sh. Shashank Verma, Ld counsel for the appellant through VC.
Sh. V.K. Aggarwal, Ld. counsel for the respondent in appeal no. 37/23.
Sh. Ashutosh Gupta, Ld counsel for the respondent in appeal no. 38/23.

Notice to summon the record of the Civil Court as per the last order has not been issued by the Registry.

Let the explanation in writing be given by the Registry for non-compliance of the order and in the meantime, let the previous order be also complied with afresh for **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
17.07.2026

A.No. 81/23

17.07.2026

Present : Sh. Vishal Dangwal, Ld. Proxy counsel for the appellant.
Sh. Harsh, Ld. Proxy counsel for Ms. Vasu Singh,
counsel the respondent joined through VC along with Sh.
Gaurav Kumar, Peon, who is present in person.

Status report is filed by the MCD as per the last order,
copy supplied.

The width of the road having access to the property of the
appellant as per this status report is 37.5 feet.

An adjournment is sought on behalf of the appellant as
main counsel Ms Radha Singh is not well today.

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

Put up for arguments on **08.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 250/23

17.07.2026

Present : Sh. Vinay Kant Singh, Ld. Proxy counsel for the appellant
along with appellant.

Sh. Ashutosh Gupta, Ld counsel for the respondent.

An adjournment is sought on behalf of the appellant as
main counsel Sh. Abhinav Tyagi has gone to get the
admission of his child.

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
17.07.2026

A.No. 636/23

17.07.2026

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

Sh. Ashutosh Gupta , Ld counsel for the respondent.

Arguments heard partly.

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
17.07.2026

A.No. 644/23 & 746/23
Satender Singh vs. MCD

17.07.2026

Present : Sh. Arjun Malik, Ld counsel for the appellant.
Sh. Shiv Chopra, proxy counsel for Sh. Pritish Sabharwal,
Ld. counsel for respondent/MCD in appeal no. 644/23
Sh. R.K. Jain, Ld. counsel for the respondent/MCD in
appeal no. 746/23.
Sh. Preetam Chhabra, respondent no. 3 joined through
VC.
None for the other respondents.

Arguments heard. Record perused.

The appellant **in appeal no. 746/23** has challenged the demolition order dated 29.03.2019 qua second floor rear portion with terrace of property no E-15, Kailash Colony, Delhi.

This demolition order in respect of the other floors of this property has already been set aside vide my Ld. Predecessors in appeal no. 458/19 and 457/19 vide judgment dated 19.09.2022 while relying upon the law settled by the Hon'ble High Court in the case of 'Mahender Singh Vs. MCD 1988 (34) DLT 118 and JT India Experts Vs. UOI & Anr. 94 (2001) DLT 301 (FB).

In view of the same and on the ground of parity, the demolition order dated 29.03.2019 is set aside qua the second floor rear portion with terrace of property no E-15, Kallash Colony, Delhi as the show cause notice was issued in the name of owner/occupier.

In these facts, the demolition order dated 29.03.2019 is set aside with directions to the respondents 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 04.08.2026 at 3.00 pm and the speaking order be passed within 6 weeks of conclusion of the hearing.

With the above observation, the appeal is allowed.

Now to come up in **appeal no. 644/23**, the appellant in this appeal has challenged the sealing order dated 18.12.2018 and 14.06.2019. The order dated 14.06.2019 has already been set aside in respect of the other portions of the property in appeal no. 491/19.

In view of the same and on the ground of parity, the sealing order dated 14.06.2019 is set aside qua the second floor rear portion with terrace of property no E-15, Kailash Colony, Delhi as the show cause notice was issued in the name of owner/occupier.

Now come to the sealing order dated 18.12.2018, the same was also issued in the name of owner/occupier and in view of the judgments of 'Mahender Singh Vs. MCD 1988 (34) DLT 118 and JT India Experts Vs. UOI & Anr. 94 (2001) DLT 301 (FB), the sealing order dated 18.12.2018 is also set aside and this appeal is also

remanded back set aside with directions to the respondents 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 04.08.2026 at 3.00 pm and the speaking order be passed within 6 weeks of conclusion of the hearing.

With the above observation, the appeal is allowed.

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
17.07.2026

A.No. 70/23 (M), 71/23 (M) 72/23 (M) & 73/23 (M)

17.07.2026

Present :

Sh. Arjun Malik, Ld counsel for the appellant.

Sh. V.K. Aggarwal, Ld. counsel for the respondent in A. No. 70/23 (M) & 72/23 (M)

Sh. Mohit Sharma, Ld counsel for the respondent in 71/23 (M) & 73/23 (M)

Sh. Preetam Chabra, for the non-applicant/appellant nos. 2 & 3 joined through VC.

These are the four applications filed by one Mr. Satender Singh through his SPA Sh. Dinesh Kumar Arora seeking recall of the order dated 19.09.2022 passed in appeals no. 490/19, 491/19, 457/19 and 458/19. The original appellant Mr. Preetam Chhabra of appeals no. 457/19 and 490/19 has also filed similar applications in these two appeals.

All the four appeals have been remanded back with directions to the respondent to pass fresh speaking order after considering the documents and after giving personal hearing to the appellants vide order dated 19.09.2022.

Let MCD to file the status report as to whether any fresh order has been passed after the matters were remanded back on the next date of hearing.

Put up for awaiting the status report and arguments on **28.09.2026.**

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 456/24, 457/24, 462/24 & 463/24

17.07.2026

Present : Husband of appellant Geeta in person in appeal no. 456/24 and is also appearing for other appellants.
Sh. Ashutosh Gupta, Ld. counsel for respondent in appeal Nos.457/24 & 463/24.
Ms. Mehak Arora, Ld counsel for the respondent in appeal Nos.456/24 & 462/24.
Sh. Raghav Garg, Ld. counsel for the intervener.

An adjournment is sought on behalf of the appellant as main counsel Sh. Armaan Monga is out of station.

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

Applications under Order I rule 10 CPC have already been filed in the aforesaid appeals. It is stated that copy of the said application has already been supplied.

Let reply to these applications, if desired, be filed within 4 weeks advance copy to the Id counsel for the intervener.

Put up for reply and arguments on the said application and arguments on the appeal 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
17.07.2026

A.No. 494/24

17.07.2026

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

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

No adverse order is being passed today.

Put up for arguments on the application under Order I rule 10 CPC on **03.11.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 62/25

17.07.2026

Present : Sh. Yaman Yadav, Ld. Proxy counsel for the appellant.
Sh. V.K Aggarwal, Ld counsel for the respondent.

An adjournment is sought on behalf of the appellant as main counsel is held up before Hon'ble High Court and it is stated that the property tax return of the year 2006-07 directed to be filed are already on record.

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 **05.11.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 300/25

17.07.2026

Present : Sh. O.P. Gupta, Ld counsel for the appellant joined through VC along with appellant in person.
Sh. V.K Aggarwal, Ld counsel for the respondent.

Ld counsel for the appellant seeks time to apply for getting the compoundable deviations regularized and to demolish the non-compoundable deviations.

Let the same be done within 2 weeks, failing which, the appeal shall be heard on merits on the next date of hearing.

Put up for 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
17.07.2026

A.No. 363/25

17.07.2026

Present : Sh. Nazim Hassan, appellant no. 3 in person.
None for the respondent.

An adjournment is sought on behalf of the appellant as main counsel Sh. M.K. Sharma is held up before the Hon'ble High Court.

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

Put up for arguments on **05.11.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 679/25

17.07.2026

Present : Sh. Umesh Jatav, Ld counsel for the appellant joined through VC along with appellant in person.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

An application for adjournment has been filed on behalf of the appellant's counsel on the ground that his wife after delivery met with some complication and has been discharged from the hospital on 11.07.2026 at Gandhi Nagar, Bhind, Madhya Pradesh and the counsel is out of station with his wife

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

The application for adjournment stands disposed of.

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
17.07.2026

A.No. 103/26 & 131/26

17.07.2026

Present : Sh. U. M. Tripathi, Ld counsel for the appellant along with appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent in appeal no. 103/26.
Sh. Avishek Kumar, Ld counsel for the respondent in appeal no. 131/26.
Sh. Subodh Hathwal, AE(B), in person SSZ, MCD.

Status report is filed by the MCD, copy supplied.

The appellants on 29.05.2026 undertook to demolish all the deviations, excess coverage, projections and amalgamation in two properties, but they have only demolished the projections till date and seeks some more time to demolish the remaining unauthorized construction in the two properties.

As per the status report filed by the MCD, the stair case and the lift is common and portion of the stairs and lift falls in both the properties and the appellant shall be required to raise fresh staircase and also to modify the existing staircase so that there are separate staircase for both the properties and the other staircase does not fall in the area of the other properties as well as the appellant is also required to remove the amalgamation on each floor.

The appellants seek 8 weeks time to do the needful.

Let the property be desealed temporarily for the period of 8 weeks w.e.f. on 20.07.2026 at 12.00 noon and shall be resealed on 16.09.2026 at 12.00 noon.

: 2 :

Put up for filing of status report of the MCD on **23.09.2026**.

The appellants however shall file an affidavit after 4 weeks from 20.07.2026 to show that what further demolition action they have carried out in respect of the unauthorized construction in the properties and will also supply a copy of the same to the counsel for the respondent.

It is directed that the appellants shall not occupy the property in question and shall not create any third party interest in the same.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 114/26

17.07.2026

Present : Sh. M.K. Pathi, Ld counsel for the appellant along with appellant.

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

An adjournment is sought by the ld. counsel for the appellant on the ground that he is not well since last 4-5 days.

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 **20.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 218/26

17.07.2026

Present : Ms. Parul Agarwal, Ld counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent along
with Sh. H.D. Bhardwaj, AE(B), Civil Line Zone.

The record has been produced. It be deposited with
Registry. It can be inspected by the counsel for the
appellant.

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

At request, put up for arguments on **05.10.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
17.07.2026

A.No. 405/26

17.07.2026

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

Ld. counsel for the respondent seeks some time to file the reply to the application seeking condonation of delay. Let the same be so filed, if desired, with advance copy to the ld counsel for the appellant.

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

At request, 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
17.07.2026

A.No. 427/24

17.07.2026

Present : Sh. Raghav Goyal, Ld counsel for the appellant joined through VC. .
Sh. Ashutosh Gupta , Ld counsel 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
17.07.2026