

A.No. 712/26

14.08.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Pushkar Kathpalia and Sh. Satya Bhushan, Ld
counsels 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).

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 **14.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 716/26

14.08.2026

Fresh appeal received. It be checked and registered.

Present : Sh. Samaan Vardhan Gautam and Ms. Aroma Kherae,
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.

MCD is directed not to demolish only the old structure of the property.

Put up for arguments on interim application(s) and appeal on **31.08.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 735/24

14.08.2026

Present : Sh. Dhurv Aggarwal, Ld counsel for the appellant joined through VC.

File is taken up today on an application of early hearing as well as for restoring the stay, filed on behalf of the appellant.

The appellant has deposited the previous cost.

In view of the same, the interim protection vacated on 06.08.2026 is granted till the next date of hearing i.e. 25.11.2026.

The application for early hearing is dismissed.

Put up for arguments on the date fixed i.e. **25.11.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 221/26 & 233/26

14.08.2026

Present : Ms. Manu, Id. Proxy counsel for the appellant.
Sh. Atul Tanwar, Ld counsel for the respondent along
with Sh. Vaibhav Sanwal, Adv in appeal no. 221/26..
Sh. Dharmvir Gupta, Ld. counsel for respondent in appeal
no. 233/26.

An adjournment is sought on behalf of the appellant as
main counsel Ms. Parul Agarwal is not available today
due to high fever.

At request, put up for recording the statement qua
withdrawal of the aforesaid appeal on **09.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 382/26

14.08.2026

Present : Sh. V.K. Mantoo, Ld counsel for the appellant along with appellant no 1 in person.
Sh. Ashutosh Gupta, Ld counsel for the respondent.
Sh. Saurav Kumar, Ld. counsel for the intervener along with intervener.

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 application under Order I rule 10 CPC filed on behalf of the intervener. Copy supplied.

Reply, if any, to this application be filed within 4 weeks with advance copy to the other side.

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

At request, put up for arguments on **01.10.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 484/26

14.08.2026

Present : Sh. Amit Kumar Rohela, Ld counsel for the appellant
joined through VC along with appellant in person.
None for the respondent.

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

Be awaited for record and status report on **03.12.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 560/26

Rahul Atri & Ors. Vs. MCD

14.08.2026

Present : Sh. Yudhister Sharma, Ld counsel for the appellant.
Sh. Abheet Mangleek, Ld counsel for the respondent/
MCD. Fresh Vakalatnama filed, same is taken on record.
Ms.Surbhi Mehta, Id. counsel for the private respondents
no. 3 to 6.

Status report is filed by the MCD, copy supplied.

Reply to the appeal filed by R-3 to 6, copy supplied.

Written arguments filed by the appellant.

Arguments on the interim application heard.

1. The brief facts necessary for disposal of this application are that the appellants have challenged the NOC dated 06.03.2023 granting permission for installation of lift in Vasudha Society, Sector-9 Rohini, Delhi for flat No. 208, 213, 214, 307, 308 and 314.
2. The appellants have challenged this NOC on the ground that the private respondents earlier applied for shifting of sewage pipelines for the purposes of installation of lift at this site and without obtaining the permission from the Managing Committee of the Society in this regard, installed the lift by furnishing some false structural safety certificate with MCD. It was argued for the appellants that the NOC was obtained on concealment and misrepresentation of facts. The lift enclosure has been

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erected at the entry of the common staircase and the same has also covered the underground sewer and water supply lines and therefore, the private respondents should be restrained from using the lift. Reliance has been placed on the following judgments: -

(i). S.P. Chengalvaraya Naidu V. Jaganath (1994) 1 SCC 1.

(ii). A.V. Papayya Sastry & Ors. V. Government of A.P. 2007 Legal Eagle (SC) 1455.

3. Ld. counsel for the private respondents and MCD on the other hand argued that the lift has already been installed after following due process and procedure for installation of lift. The appellants have deliberately concealed material facts from this Court that appellant No.1 was a member of Managing Committee of the Society at relevant time and forced the private respondents to seek NOC for shifting sewer pipelines. Later, an Administrator was appointed by the Civil Court to manage the affairs of the society who was of the opinion that no NOC is required and thereafter the lift has been installed as per law and there is no prima-facie case in favour of the appellants

4. I have perused the record.

5. The appellants are required to show prima-facie case, balance of convenience and irreparable loss and

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injury. The private respondents initially sought NOC from Managing Committee for shifting sewage pipelines on 11.05.2024 for installation of lift when appellant No.1 was a member of the committee. Later an Administrator was appointed by the Civil Court to administer the affairs of the society and the said Administrator in his reply given in the Court stated that there is no requirement to issue NOC for shifting of sewer lines. The appellants also submitted proper documents sought by the MCD and thereafter they were permitted to construct lift vide letter dated 27.07.2026. The lift has already been constructed. There is no prima-facie case in favour of the appellants nor balance of convenience is in their favor nor they will suffer irreparable loss and injury if the private respondents are permitted to use the lift. The permission to erect the lift has already been granted to the private respondents. The interim application is dismissed as per law.

6. Nothing said hereinabove shall tantamount to have any expression on the merits of the case.

Put up for arguments on appeal on **07.12.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 599/26

Ram Mohan Gujral & Ors. Vs. MCD

14.08.2026

Present : Sh. Ramit Malhotra and Mohd. Wahid, Ld counsels for the appellant.
Sh. Atul Tanwar, Ld counsel for the respondent/MCD.
Sh. Anil Kumar Sharma, Id. counsel for respondent no. 2.
Fresh Vakalatnama filed, same is taken on record
Sh. Hemant Sharma, Id. counsel for the respondent no. 3 to 7. Fresh Vakalatnama filed, same is taken on record

Reply on behalf of respondent no. 2 filed. Copy supplied.

Status report along with some documents is filed by the MCD, copy supplied.

Arguments heard.

1. The appellants have challenged the NOC dated 12.06.2026 granted to private respondents for installing a lift and connecting bridges in block no. 19 & 20 in the Khukhrain Sabha, Sector-13, Rohini, Delhi-110085.
2. The grounds raised in this appeal are that respondent no 3 & 6 are the President and Treasurer of the Managing Committee of this Society and have unlawfully granted NOC for installing lift in these blocks. The lift has been sectioned by MCD at some other location for these two blocks but private respondents have changed the site of the lift of their

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own without informing MCD in this regard. The present site of lift is a common space for the entire society and not space common for block no. 19 & 20 and therefore this impugned NOC should be revoked.

3. Ld counsel for the respondent on the other hand argued that the appellants are not even the residents of these two blocks and have no right to challenge this NOC and therefore the appeal is liable to be dismissed. On merits it was stated that the NOC has been granted as per policy of lift and the private respondents submitted all requisite documents and therefore the appeal should be dismissed.
4. Ld. counsel for the private respondents on the other hand argued that the NOC has been granted to them after following the proper procedure. Five flat owners out of six gave their NOC for installation of lift and the appellants have no locus. The installation of lift does not block the common passage as alleged by the appellant nor its affect the structural safety of the property. The appellants have not filed any documents to show their ownership. They have fabricated the signatures of the other owners. The NOC of the society is based on the policy and genuine request of

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the block occupants. The installation of lift is as per DDA Policy and therefore the appeal should be dismissed with cost.

5. I have perused the record. None of the appellants are the residents of these two blocks and have no locus to file this appeal. The location of the lift is to be decided by the residents of that particular block(s) and not by the residents of other blocks. No easementary rights of the appellants who are not residing in these two blocks is being infringed. The lift has to be installed at the common area of the society where no individual has any proprietary right. The appellants have not filed any documents to show any of their right is being affected by installation of lift at this site. The lift is being installed on the blind wall adjacent to block no. 19 & 20. The arguments of the appellants that it is being installed at the common space meant for the residents of the entire society is baseless and without merits.
6. It is now settled law that lift is an essential amenity and not a luxury. The ground floor flat owner may face some inconvenience but that cannot be a reason to deny the residents of the upper floors to have the benefit of lift which is essential for them not only for

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movement but also for availing medical facilities in old age. Reliance in this regard can be placed on the judgment of Hon'ble Division Bench of our own Hon'ble High Court passed in the case titled as '***Shaik Abdul Hameed Vs. Delhi Development Authority & Ors., 2013, SCC OnLine Del 4354.***'

7. The appeal is devoid of merits. Same is dismissed.
8. 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
14.08.2026

A.No. 640/26 : Zahida Khatoon Vs. MCD
A.No. 641/26 : Washil Chaudhary Vs. MCD

14.08.2026

Present : Sh. Khalid Miyan, Ld counsel for the appellant joined through VC along with appellants in person.
Ms. Jasleen Kaur, Ld counsel for the respondent. Fresh Vakalatnama filed, same is taken on record.

Ld. counsel for the appellants submits that appellants want to withdraw the aforesaid appeals and the appellants may be permitted to withdraw the aforesaid appeals.

Statement of appellants recorded separately to this effect.

In view of the statement made by the appellants themselves, the aforesaid appeals are 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
14.08.2026

A.No.181/17, 188/17, 1044/17, 1050/17 & 331/18

14.08.2026

Present : Sh. K.N. Singh and Sh. Prabhnoor Singh, Ld counsel for the appellant in appeal no. 331/18 along with appellant.
Sh. Tarun Gullia, Ld. counsel for the appellant in appeal no. 181/17 and 1044/17.
Sh. Divyendu Sorayan, Ld. counsel for the appellant in appeal no. 188/17 and 1050/17 joined through VC.
Some of the appellants are also in person.
Sh. Madan Sagar, Ld. counsel for the respondent in appeal no. 1044/17.
Sh. Sanjeet Kumar, Ld. proxy counsel for Sh. Pritish Sabharwal, counsel for respondent in appeal no. 188/17 and 1050/17 through VC.
Sh. Ashutosh Gupta, Ld. counsel the respondent
Ms. Beena Sharma, Ld. counsel for the respondent in appeal no. 331/18 joined through VC.

Part arguments heard.

At the request made by the counsels for the respondent, put up for further arguments on **14.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 113/21 & 220/22

14.08.2026

Present : Son of the appellant in person.
Sh. Ashutosh Gupta, Id. counsel for the respondent in appeal no. 113/21.
Sh. Madan Sagar, Ld counsel for the respondent in appeal no. 220/22.

An adjournment is sought by the son of the appellant as his counsel is not available due to some personal difficulty.

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 **19.11.2026**. It is made clear that no further opportunity/adjournment shall be granted on the date fixed.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 276/22

14.08.2026

Present : Sh. Neeraj Kumar Shah along with Sh. Hamid Ali, Ld
counsel for the appellant.
Ms. Vasu Singh, Ld counsel for the respondent.

An adjournment is sought by the counsel for the appellant
as he is not well today due to high B.P.

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.

Put up for arguments on **06.11.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 616/22

14.08.2026

Present : Sh. Samad Khan, Ld. proxy counsel for the appellant along with appellant.
Sh. V.K. Aggarwal, Ld counsel for the respondent joined through VC.

Ld. proxy counsel 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.

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 **25.11.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 583/23 & 584/23

14.08.2026

Present : None for the appellant
 Sh. Mukesh Garg, Husband of applicant of the application
 under Order XXII rule 10 CPC.
 Sh. Ashutosh Gupta, Ld counsel for the respondent.
 Sh. Chirag Sharma, Ld. counsel for the intervener.

Ld. counsel for the intervener submits that he do not press his application under Order I rule 10 CPC and wants to withdraw the said application.

Statement of Ld. counsel in this regard has been recorded separately.

In view of the statement made by the Id. counsel for the intervener, the application under Order I rule 10 CPC stands disposed of as withdrawn.

An adjournment is sought on behalf of the applicant of application under Order XXII rule 10 CPC as his counsel is out of India.

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

Put up for arguments on **05.10.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 5/24, 6/24, 55/24, 56/24 & 729/24

14.08.2026

Present : Sh. Satish Chander, Ld counsel for the appellant.
None for the respondent in appeal no. 5/24, 6/24,
Sh. Anubhav Gupta, Ld. counsel for the respondent
through VC in appeals no. 55/24 and 56/24.
Sh. Ashutosh Gupta, Id counsel for the respondent in
appeal no. 729/24.

Part arguments heard.

Put up for further 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
14.08.2026

A.No. 426/24
Satish Chander and Ors. Vs. MCD

14.08.2026

Present : Sh. M.F. Khan and Sh. Jaffar Abas, Ld. counsels for the appellant.
Sh. Sahib Gurdeep Singh, Ld. counsel for the respondent joined through VC.
Sh. Sanjeev Dawar, Ld counsel for the intervener.

Ld counsel for the appellant has placed on record the printouts of the order-sheets of the civil suit no. 43/2020 as directed on the last date of hearing.

As per the order dated 25.10.2021, the respondent/MCD who was defendant no. 3 in that suit, filed written statement (WS) which was taken on record and the advance copy of the same was already supplied to the plaintiff, who is intervener in this appeal.

The MCD in that WS, which is available at page no. 75/C of the office record, mentioned in para 2 (i) that the demolition order dated 13.01.2020 which is under challenge in this appeal, has already been passed.

Appellant no. 1, who was defendant in that suit, was present in the court but the copy of the WS filed by the MCD, was not supplied to him.

Arguments heard on the application seeking condonation of delay in filing this appeal challenging the demolition order dated 13.01.2020 and this appeal was filed on

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06.06.2024 after a delay of more than 4 years and the only ground taken by the appellant is non-service of the demolition order and show cause notice.

As per the MCD record, the demolition order was served through pasting on 15.01.2020 whereas the appellants disputed the same.

I have perused the office record.

The demolition order was pasted at the subject property bearing Flat no. 1351, Sector-C, Pkt. 1, Vasant Kunj, New Delhi on 15.01.2020, when the efforts for serving personally on 14.01.2020, did not succeed. The photograph of this pasting showing the flat number is available at page no. 13/C of the record.

Pasting is an approved method of service as provided under Section 444 of the DMC Act and reliance in this regard can be place on the following judgments :-

- 1) Paramjeet Kaur V/s. MCD 1994 (56) DLT 720.
- 2) Narender Prasad Dube V/s. Union of India 1999 (81) DLT 378.
- 3) Hari Dutt Vashistha V/s. MCD 1978 (2) ILR (Delhi) 28.
- 4) Usha Devi Sharma V/s. MCD 2020 (271) DLT 76.

The appellant had knowledge of the demolition order since it was pasted on 15.01.2020.

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Ld counsel for the respondent has also drawn my attention to page no. 65/C of the office record where the status report from Public Grievance Monitoring System dated 03.01.2020 was also produced showing that the subject property has already been booked by MCD.

The appellants cannot show ignorance to this status report and otherwise were also required to inspect the judicial record of that suit after 25.10.2021 when the MCD filed WS to ascertain as to what stand has been taken by the MCD in their WS.

However, service though pasting is sufficient service and knowledge. There are no grounds to condone the delay of more than 4 years in filing the appeal which is unexplained and enormous. The application seeking condonation of delay is hereby dismissed and resultantly, the appeal is also 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
14.08.2026

A.No. 454/24 & 455/24

14.08.2026

Present : Ms. Manu, Ld. proxy counsel for Ms. Parul Agarwal, Ld
counsel for the appellant.
Sh. Ashutosh Gupta, Ld counsels for the respondent.

An adjournment is sought on behalf of the appellant as
main counsel Ms. Parul Agarwal has been suffering from
Viral fever and is not in a position to come to the court.

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.

Put up for arguments on **27.11.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 641/24 & 509/26

14.08.2026

Present : Sh. Hemant Sharma, Ld. counsel for the appellant along with appellant.
Sh. Sanjeev Sagar, Senior counsel for the respondent joined through VC in both the appeals.
Sh. Ashutosh Gupta, Id counsel for the respondent in appeal no. 641/24 along with Sh. Sachin Roorkiwal, AE(B).
Sh. Atul Tanwar, Ld counsel for the respondent, Ld. counsel for the respondent in appeal no. 509/26.

Arguments heard at length.

Written arguments filed. Copy supplied.

Put up for orders on **14.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 644/24

14.08.2026

Present : Sh. Hitaksh Puri, Ld counsel for the appellant joined through VC.
Sh. Madan Sagar, Ld counsel for the respondent/MCD.
Sh. Shresth Jain and Sh Suksham Kwatra, Id. counsel for the respondent no. 3 to 7.

Reply on behalf of the respondent no. 3 to 7 filed. Copy supplied.

Previous cost of Rs. 5000/- paid to the Ld counsel for private respondents.

Part arguments heard.

Put up for further arguments on **16.09.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 938/24

14.08.2026

Present : Sh. G.R. Verma and Sh. H.K. Sharma, Ld counsels for
the appellant.

Sh. Atul Tanwar, Ld counsel for the respondent.

Part arguments heard.

At request, put up for further arguments on **07.10.2026**

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 203/25

14.08.2026

Present : Sh. Avinsh Kumar, Id. counsel for the appellant along with
appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

An adjournment is sought by the counsel for the appellant as he has met with an accident and could not prepare the arguments.

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

Put up for arguments 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
14.08.2026

A.No. 596/25

14.08.2026

Present : Ms. Suman Kapoor, Id counsel for the appellant.
Sh. Ashutosh Gupta , Ld counsel for the respondent.

Ld. counsel for the appellant submits that the appellant has already applied for regularization of the subject property. Copy placed on record and supplied.

Let the status report qua the regularization application of the appellant be filed on the next date of hearing.

Put up for awaiting status report and arguments on **02.12.2026.**

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 663/25

14.08.2026

Present : Sh. Sachin, Ld counsel for the appellant along with
appellant.
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Part arguments heard.

Delhi Fire service was directed to file the status report,
but none is present today on behalf of Delhi Fire Service.

Let fresh notice be issued to the Delhi Fire Service with
directions to file the status report for the next date of
hearing.

Put up for further arguments on **15.09.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 669/25

14.08.2026

Present : Appellants through VC.
Sh. Ankur Sharma, Ld counsel for the respondent joined through VC.

An adjournment is sought by the appellants that their counsel has been suffering from viral fever.

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

Put up for arguments on **03.12.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 19/26

14.08.2026

Present : Sh. S.N. Yadav, Ld. proxy counsel for the appellant.
Ms. Sunita Sevada, Ld counsel for the respondent joined through VC.

An adjournment is sought on behalf of the appellant as main counsel Sh. Atul Sharma is held up in some other court.

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.

Put up for arguments on **04.12.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 191/26

14.08.2026

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.

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

Put up for arguments on **08.12.2026**.

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 234/26

Ram Phool Singh Vs. MCD

14.08.2026

Present : Sh. Shivam Sharma, Ld counsel for the appellant.
Ms. Vasu Singh, Ld counsel for the respondent joined through VC.

Status report is filed by the MCD, copy supplied.

Arguments heard.

1. The appellant has challenged the demolition order dated 20.12.2023 passed in respect of unauthorized construction of a room and bathroom at the second floor of property in Sunara Wali Gali, Village Daryapur Kalan, Delhi.
2. As per appellant his reply dated 04.12.2023 to the show cause notice dated 22.11.2023 was not considered nor personal hearing was provided to the appellant and therefore the impugned order should be set-aside. The construction otherwise is old and prior to 01.06.2014 and is protected under National Capital Territory of Delhi Laws (Special Provision) Second Amendment Act, 2011.
3. Ld counsel for the respondent/MCD on the other hand argued that the property has been booked thrice. The first booking was on 27.05.2013 when the unauthorized construction of walls and slab level at

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ground floor was booked followed by the second booking dated 02.08.2016 of ground and first floor and this last booking dated 22.11.2023 of a room and bathroom at second floor. The appellant has not stopped unauthorized construction despite three bookings. His reply was duly considered and the appellant failed to show that the construction at second floor is prior to 01.06.2014 and appeal is liable to be dismissed.

4. I have perused the record. There are three bookings of this property. The appellant in response to the second booking dated 02.08.2016 submitted a detailed reply on 09.08.2016. The booking was for the ground and first floor and in his reply the appellant stated that the ground and first floor are in existence prior to 01.06.2014 and are protected under National Capital Territory of Delhi Laws (Special Provision) Second Amendment Act, 2011.
5. The appellant did not mention that there is construction at second floor as well in this reply and the same ex-facie show that there was no second floor as on the date of this reply dated 09.08.2016. The appellant did not mend his ways and kept on raising unauthorized construction despite booking.

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Not even a single document was filed with the reply dated 04.12.2023 nor has been filed with the appeal to show that the second floor existed prior to 01.06.2014.

6. The one who seeks equity must do equity. The appellant on the one hand is claiming that the principles of natural justice were not followed by providing him personal hearing but on the other hand did not desist in his act of raising unauthorized construction. His reply was considered and there was no merits in the reply and therefore the demolition order dated 04.12.2023 was passed. There are no merits in this appeal. Same is dismissed.
7. 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
14.08.2026

A.No. 257/26
Lalita & Ors. vs. MCD

14.08.2026

Present : Ms. Anamika, Ld. proxy counsel for the appellant.

An adjournment is sought on behalf of the appellant as main counsel is held up before some other court.

The appellant has been seeking repeated adjournment on one pretext and other.

Heard File perused.

The aforesaid appeal is against the vacation notice dated 18.03.2026, which is not appealable before this Tribunal.

The appeal is dismissed with liberty to challenge the demolition/sealing order as per law.

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
14.08.2026

A.No. 301/26 & 302/26

14.08.2026

Present : Sh. G.R. Verma, Sh. H.K. Sharma and Ms. Sonu Lohia,
Ld counsel for the appellant.
Ms. Sidhi Arora, Ld counsel for the respondent in appeal
no. 301/26 joined through VC. Fresh Vakalatnama filed,
same is taken on record.
Sh. Mukesh Sharma, Ld. counsel for the respondent in
appeal no. 302/26.

Status report is filed by the MCD in appeal no. 302/26,
copy supplied.

At request, put up for arguments **27.11.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 380/26

14.08.2026

Present : Sh. Ramesh Kumar along with Sh. Rajinder Pal Singh, Ld counsels for the appellant.
Sh. Atul Tanwar, Ld counsel for the respondent. Fresh Vakalatnama filed, same is taken on record

The 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 **20.11.2026**.

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

(AMIT KUMAR)
Addl. District & Sessions Judge
P.O.: Appellate Tribunal, MCD
14.08.2026

A.No. 544/26
Amit Kumar Vs. MC

14.08.2026

Present : None for the appellant.
 Ms. Vasu Singh Ld counsel for the respondent.

It is stated by the Id counsel for the respondent that subject property was sealed in pursuance to the directions issued by the Monitoring Committee appointed by the Hon'ble Supreme Court of India since the subject premises bearing shop no. 6, PVC Market, Jawla Puri, New Delhi was found running an impermissible industrial activity of car washing unit.

The jurisdiction lies with the Judicial Committed.

This appeal is hereby dismissed being not maintainable before this Tribunal.

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
14.08.2026

A.No. 524/23

14.08.2026

Present : None for the parties.

Vide separate judgment of even date, the present appeal stand 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
14.08.2026