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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 774/2016

FAREED UL HAQUE

..... Petitioner

Through: Mr.Binay K.Das with Ms.Priyanka
Das, Advs.

versus

SOUTH DELHI MUNICIPAL CORPORATION

AND ORS

..... Respondent

Through: Ms.Mini Pushkarna with
Ms.Anushruti, Ms.Namrata and Ms.Vasundhara
Nayyar, Advs. for SDMC; Mr.Anuj Aggarwal,
ASC for R-2; Mr.M.H. Usmani, Adv. for R-3;
Insp.Anand Yadav, P.S./Jamia Nagar.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER

29.08.2016

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1. This petition by way of public interest litigation has been filed alleging inaction on the part of the respondents in taking the necessary steps for removal of the unauthorized construction over property No.23 situated in Joga Bai, Jamia Nagar, New Delhi.

2. By order dated 16.03.2016 we have directed the South Delhi Municipal Corporation to get instructions.

3. In compliance with the same, an action taken report has been filed on behalf of the SDMC explaining the steps that have already been taken for the demolition of the construction. With regard to the basement and first floor of the premises in question, it is further stated as under:

“The occupier of basement and ground floor has filed appeal before ATMCD, Appeal No.193/2015, *Dal Chand Vs. SDMC*. By order dated 01.06.2015, ATMCD has granted stay in favour of the occupier.”

4. In the light of the Action Taken Report, no further directions are necessary and the writ petition is accordingly disposed of.

CHIEF JUSTICE

SANGITA DHINGRA SEHGAL, J

AUGUST 29, 2016/pmc