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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(C) 8061/2019 & CM APPL. 33362/2019
AMIT KUMAR Petitioner
Through Petitioner in person.

versus

THE COMMISSIONER NORTH DELHI MUNICIPAL
CORPORATION OF DELHI & ORS. Respondents
Through Ms.Mansi Gupta, Standing Counsel
for R-1/North DMC.
Ms.Savita Rustagi, Adv. for R-2.

CORAM:
HON'BLE MR. JUSTICE JAYANT NATH

ORDER
% **10.02.2020**

1. This writ petition is filed by the petitioner seeking a direction to the respondents to take appropriate steps regarding the illegal construction raised on the property being No.2972, Gali No.3, Chuna Mandi, Paharganj, New Delhi- 110055.
2. Respondent No.1/North DMC has filed a status report, which is not on record. A copy of the status report has been handed over in court, which is taken on record.
3. As per the said status report, the property was inspected on 27.05.2019, and the same comprised of ground floor, first floor and second floor and further construction of third floor and raising of walls at fourth floor was noticed. Action was initiated against the unauthorised construction at third floor and raising of walls at fourth floor under sections 343 and 344 of the DMC Act, 1957. A show cause notice was also issued to the

owner/occupier. Demolition order has been passed on 10.06.2019. Sealing action was also initiated against the said unauthorised construction of third floor and raising of walls at fourth floor under section 345-A of the DMC Act.

4. The learned counsel for respondent No.2 submits that this is a motivated petition. She states that respondent No.2 only owns the first floor and has nothing to do with the third floor and fourth floor. She further states that the petitioner appears to be motivated as the petitioner was a tenant of respondent No.2 and to evict the petitioner respondent No.2 had to initiate appropriate suit.

5. Be that as it may, it is manifest from the status report filed by respondent No.1/North DMC that the said municipal corporation is taking appropriate steps against the said unauthorised construction of third floor and raising of walls at fourth floor.

6. Respondent No.1/North DMC will continue to deal with the said unauthorised construction and take consequential steps as per law. Nothing further survives in the present petition.

7. With the above direction, the petition is disposed of. All pending applications, if any, are also disposed of.

JAYANT NATH, J.

FEBRUARY 10, 2020/v