



\$~64

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(C) 978/2024, CM APPL. 4056/2024 & CM APPL. 6852/2024
ASHOK KUMAR SHARMA Petitioner

Through: Mr. Vijay, Ms. Roopa Nagpal and
Mr. Ashwani Gehlot, Advs.

versus

MCD Respondent

Through: Ms. Anshula L. Bakhru, Adv.

CORAM:
HON'BLE MR. JUSTICE SACHIN DATTA

ORDER
22.02.2024

%

CM APPL. 6853/2024 (Exemption)

1. Exemption allowed subject to just exceptions.
2. Application stands disposed of.

W.P.(C) 978/2024

3. Learned counsel for the MCD draws attention to the fact that an appeal has been filed by the petitioner against the demolition order dated 07.05.2019 passed under Section 343 of the DMC Act, 1957 whereby the owner/occupier was directed to demolish the alleged unauthorized construction in the property bearing No.F-52 (East Side) Gali No.10, Brahmpuri, Delhi.
4. The appeal before the ATMCD is stated to be coming up for hearing on 27.02.2024.
5. After some hearing, learned counsel for the MCD submits that no precipitative action shall be taken qua the aforesaid property during the



pendency of the aforesaid appeal, without prejudice to the rights and contentions of the MCD in the said appeal. It is directed accordingly.

6. The ATMCD is directed to decide the appeal pending before it expeditiously, and preferably within a period of 4 weeks from today.

7. In view of the aforesaid, no further orders are required to be passed in the present petition and the same is accordingly disposed of.

SACHIN DATTA, J

FEBRUARY 22, 2024/AT