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

+ **W.P.(C) 4233/2024**

SMT. RAJNI SHARMA ALIAS RAJNI DAVE Petitioner

Through: **Mr. Sushant Mukund and Ms. Vineeta
Bansal, Advs. (through v/c)**

versus

MUNICIPAL CORPORATION OF DELHI AND ORS.

..... Respondents

Through: **Ms. Sthavi Asthana, Adv. for R-1 and
2/MCD.**

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

% **20.03.2024**

CM APPL.17252/2024 (Exemption)

Allowed, subject to all just exceptions.

Application stands disposed of.

W.P.(C) 4233/2024 and CM APPL.17251/2024 (Stay)

1. The present petition seeks that the respondent nos.1 and 2 be restrained from demolishing the property of the petitioner i.e. property bearing no. 160, J & K Block, Jagatram Park, Laxmi Nagar, Delhi-110092.
2. Learned counsel for the MCD submits that a demolition order qua the property in question was passed as far back as on 30.09.2019. She submits that the demolition order was passed after serving a show cause notice to the petitioner to which the petitioner never responded.
3. Be that as it may, admittedly, the aforesaid demolition order is subject to appeal before the ATMCD. Consequently, the present petition is disposed



of with liberty to the petitioner to assail the demolition order passed qua the property in question, in appropriate proceedings before the ATMCD.

4. Learned counsel for the respondent/MCD submits that the demolition action in respect of the property is now scheduled on 04.04.2024.

5. It shall be open to the petitioner to seek appropriate interim orders from ATMCD which shall be considered by ATMCD on its own merits and in accordance with law. It is made clear that this court has not expressed any opinion as regards the merits thereof.

SACHIN DATTA, J

MARCH 20, 2024/cl