



\$~86

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

+ W.P.(C) 6716/2024 and CM APPL.27969/2024

SH. AJAY KUMAR

..... Petitioner

Through: Mr. Mohd. Babar, Adv. alongwith
petitioner in person.

versus

MUNICIPAL CORPORATION OF DELHI AND ORS

..... Respondents

Through: Mr. Sri Harsha Peechara, Standing
Counsel, MCD alongwith Ms.
Harshita Gupta, Mr. Akshat
Kulshrestha and Mr. Shubham Kumar
Mishra, Advs. for R-1 and R-2
(MCD).

Mr. Arun Panwar, Adv. for SHO
alongwith SI Ravinder Chander, PS
Amar Colony.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

10.05.2024

%

1. The present petition raises a grievance as regards alleged illegal and unauthorized construction at property measuring 200 sq. yards bearing Plot No.A-65, Amrit Puri, Garhi, Jaggi Gali, New Delhi-110065 with Basement.
2. Learned counsel for the respondent/MCD strenuously submits that the present petition is not maintainable inasmuch as the petitioner has no *locus standi* to file the present petition.
3. Further, it transpires that there are civil proceedings which are ongoing between the petitioner and the respondent nos.4 and 5.
4. Be that as it may, learned counsel for the respondent/MCD submits



that the property in question has been booked and a work stop notice has also been issued with regard thereto. She submits that further requisite action, in accordance with law, shall be taken against the ongoing or subsisting unauthorized construction at the property in question. Needless to say the same shall be subject to the statutory/appellate remedies of the owner/occupier of the property in question.

5. In view of the aforesaid statement made by the learned counsel for the respondent/MCD, learned counsel for the petitioner does not wish to press the present petition; the same is accordingly dismissed as withdrawn.

SACHIN DATTA, J

MAY 10, 2024/r