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

+ **W.P.(C) 8808/2024**

ZARINA

..... Petitioner

Through: **Mr. S.P. Sharma, Advocate**

versus

MUNICIPAL CORPORATION OF DELHI AND ORS.

..... Respondents

Through: **Mr. Prabhat Kumar and Mr. Sahil
Awana, Advocates for respondent
No.1
Ms. Noor Ul Islap, Advocate for
respondent No.3**

CORAM:

**HON'BLE MR. JUSTICE PURUSHAINDRA KUMAR
KAURAV**

ORDER

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01.07.2024

CM APPLs. 35828/2024 (Exemption)

Allowed, subject to all just exceptions.

The application stands disposed of.

W.P.(C) 8808/2024 & CM APPL 35827/2024 (Interim relief)

1. The petitioner in the instant writ petition seeks for directions to respondent No.1 to take immediate steps to stop alleged ongoing illegal/unauthorised construction being carried out by respondent No.3 over the property in question i.e., P-102-A, Khasra No.213, Nafees Road, Batla House, Jamia Nagar, Okhla, New Delhi. The petitioner has also prayed for



direction to demolish the alleged unauthorised structure which has been allegedly constructed illegally over the property in question.

2. Having perused the material placed on record, it is evidently seen that the petitioner has already filed a civil suit before the Court of Civil Judge-02/SED, Saket Courts, New Delhi. The order sheets placed on record dated 06.03.2024 and 02.05.2024 would also indicate that the concerned Court is already seized with the aforesaid civil suit.

3. It is further observed that the petitioner, on both the dates, has not pressed for any ex-parte interim injunction.

4. In view of the aforesaid, this Court is not inclined to entertain the instant writ petition and leaves it open to the petitioner to take appropriate remedy or to pursue the remedy which has already been resorted to.

5. Accordingly, the instant petition stands dismissed.

PURUSHAINDR KUMAR KAURAV, J

JULY 1, 2024

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