



\$~65

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

+ W.P.(C) 12080/2024

RAM BILAS MAHTO

.....Petitioner

Through: Ms. Binisa Mohanty, Advocate.

versus

MUNICIPAL CORPORATION
OF DELHI & ANR.

.....Respondents

Through: Mr. Umang Tyagi, ASC for MCD
with Ms. Aditi Kapoor, Advocate
for R-1.

Mr. Dhananjay Mehlawat,
Advocate for R-2.

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

%

23.10.2024

1. The petitioner has approached this Court, under Article 226 of the Constitution, complaining of alleged unauthorised construction in property *Plot Nos. C-55, 56, 57 and 58, JJ Colony, Sector-15, Dwarka, New Delhi* ["subject property"].

2. Mr. Umang Tyagi, Additional Standing Counsel for the Municipal Corporation of Delhi ["MCD"], states that MCD has filed a status report in which it is stated that the demolition order has already been issued in respect of subject property on 29.04.2024. He states that demolition action has also been taken. However, owners/occupants of the property have approached the Appellate Tribunal for MCD ["ATMCD"], and their appeal remains pending. Mr. Tyagi further states that ATMCD has not



given any interim relief in favour of the owners/occupants of the property.

3. Having regard to the above, it appears that the ATMCD is seized of the matter, and no further orders are required in this writ petition. The writ petition is therefore disposed of without prejudice to the rights and contentions of the parties before the ATMCD.

4. In the absence of any interim relief, MCD is free to take any action in terms of the demolition orders as expeditiously as possible in accordance with law, subject to the availability of police force.

5. The petition is disposed of in the aforesaid terms.

PRATEEK JALAN, J

OCTOBER 23, 2024

'pv' /