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

+ **W.P.(C) 12572/2024 & CM APPL. 52249/2024**

RAJEEV

.....Petitioner

Through: **Mr. Ranvir Singh Sandhu, Adv.**

versus

MUNICIPAL CORPORATION OF DELHI & ORS.

.....Respondents

Through: **Mr. Nikhil Palli, Adv. for MCD.**

Mr. Kangan Roda, SPC for R-2.

SI Sachin Dhami, PS: Shalimar Bagh

CORAM:

HON'BLE MR. JUSTICE PURUSHAINDRA KUMAR KAURAV

ORDER

09.09.2024

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1. The petitioner in the instant petition has prayed for the following reliefs:-

“i) Issue a writ in nature of prohibition restraining Respondent No. 3, his employees, agents etc. from raising any construction concerning the suit property i.e. AG 407, SHALIMAR BAGH, Delhi-110088.

ii) Issue a writ in nature of mandamus directing the Respondent No. 1 and 2 to stop and seal the unauthorized ongoing construction on the suit property, i.e. AG 407, SHALIMAR BAGH, Delhi-110088.

iii) Pass the order to directing the respondent no. 1 and 2 to demolish the illegal structure raised on the suit property.”

2. Essentially, the grievance of the petitioner pertains to an alleged illegal/unauthorized construction.

3. Upon a perusal of the petition, there is nothing on record to indicate that the petitioner has lodged any complaint before the Special Task Force



[“STF”].

4. The Court takes note of the order passed by this Court on W.P.(C) 12033/2024, wherein, the Court directed the petitioner therein to file an appropriate complaint/representation before the STF, in accordance with law.

5. It is thus seen that the grievance of the petitioner against the alleged illegal/unauthorized construction can very well be ventilated before the STF which has been constituted pursuant to the direction passed by the Supreme Court *vide* order dated 24.04.2018 in W.P. (C) 4677/1985 titled as ***M.C. Mehta v. Union of India***.

6. Reserving that liberty in favour of the petitioner, at this stage, the Court is not inclined to entertain the instant writ petition.

7. The petition stands disposed of.

8. All rights and contentions are left open.

PURUSHAINDRA KUMAR KAURAV, J

SEPTEMBER 9, 2024/p