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

+ W.P.(C) 14819/2024

HARPREET KAUR SANDHU

.....Petitioner

Through: Mr. Archit Arora, Mr. Manjeet
Godara, Advocates.

versus

MUNICIPAL CORPORATION OF DELHI THR DEPUTY
COMMISSIONER & ORS.

.....Respondents

Through: Mr. G.S. Oberoi, SC with Mr.
Ankur Sharma, Advocates for
MCD.
Mr. Varun Vats, Advocate for R-2
and 3.

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **22.10.2024**

CM APPL. 62285/2024 (for exemption)

Exemption allowed, subject to all just exceptions.

The application stands disposed of.

W.P.(C) 14819/2024 & CM APPL. 62284/2024 (for stay)

1. The petitioner has approached this Court under Articles 226 of the Constitution with regard to alleged unauthorised construction on the second and third floor of the property No. 11(GF), Gali No. 2, Hakikat Nagar, Kingsway Camp GTB Nagar, Delhi – 110009 [“the property”].
2. The petitioner claims to be residing in the ground floor of the property.



3. Learned counsel for the Municipal Corporation of Delhi [“MCD”], who appears on advance instructions, states that an application has been received from the owners/occupants of the subject property for repair of the property, which is under consideration by MCD. However, no permission has yet been granted. He states that the property will be inspected within the next three days and, if any unauthorised construction is found to be ongoing, MCD will issue a work stop notice within three days thereafter and will also take steps in accordance with law to demolish any existing unauthorised construction.

4. Such action will be taken as expeditiously as possible, if required, and, in any event, within eight weeks from today, subject to availability of police force.

5. In view of the above submissions, learned counsel for the petitioner states that no further orders are required in this writ petition which stands disposed of.

6. It is made clear that the aforesaid submissions are recorded without prejudice to the rights and contentions of owners/occupants of the subject property, whose rights and remedies available in law, are expressly reserved. MCD is directed to take action strictly in accordance with law, and after compliance of all statutory formalities.

7. The petition, alongwith the pending application, is disposed of in terms of the above.

PRATEEK JALAN, J

OCTOBER 22, 2024

“Bhupi”/