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

+ W.P.(C) 8638/2023, REVIEW PET. 554/2025 & CM APPL.
15490/2026

MRS V CHANDRIKA NAIR & ANR.

.....Petitioners

Through: Mr. Abir Phukan and Ms. Rishika
Radhakrishnan, Advs.
Mob: 9717390750
Email: rishika@kmnplaw.com

versus

MUNICIPAL CORPORATION OF DELHI

.....Respondent

Through: Mr. Tushar Sannu, SC for MCD with
Mr. Fajallu Rehman and Ms. Payal
Rajput, Advs.
Mob: 9911991166

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER
13.03.2026

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CM APPL. 15490/2026

1. The present application has been filed seeking condonation of delay in filing reply to the review petition.
2. Considering the submissions made in the application, the delay of 24 days in filing the reply by the petitioner is condoned.
3. The reply of the petitioner to the review petition of the Municipal



Corporation of Delhi (“MCD”), is taken on record.

4. With the aforesaid direction, the present application is accordingly disposed of.

REVIEW PET. 554/2025

5. The present review petition has been filed on behalf of the MCD, for review of order dated 29th October, 2025.

6. Learned counsel appearing for the MCD submits that the circular dated 17th September, 2025, issued by the Building Department (Headquarter), MCD, is not applicable in the facts and circumstances of the present case. He submits that the requirement of No Objection Certificate (“NOC”) from the owners of the Delhi Development Authority (“DDA”) flats in vertical stack, for the purpose of regularization and sanction of additional coverage, is still intact in the prevailing the policy of the DDA.

7. He, thus, submits that since the circular dated 17th September, 2025, regarding modification in the guidelines for floor-wise sanction/regularization, is only applicable to buildings on a plot, whereby, the building on a plot is treated as a single unit for the purposes of application of Development Control Norms, the said circular would not be applicable in the present case, as the present case pertains to a DDA flat.

8. Considering the submissions made before this Court, the import of the circular dated 17th September, 2025 would have to be considered by the Court.

9. Accordingly, the order dated 29th October, 2025 is recalled and the present writ petition is restored to its original number.

10. The present review petition is disposed of in the aforesaid terms.



W.P.(C) 8638/2023

11. In view of the fact that the present petition has been restored by today's order, the earlier interim order dated 30th June, 2023 shall continue, till the next date of hearing.
12. List before the Roster Bench on 06th April, 2026.

MINI PUSHKARNA, J

MARCH 13, 2026/SK