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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CONT.CAS(C) 662/2025

SH SARWANKUMAR SINGH AND ORSPetitioners

Through: Mr. A.K. Mishra, Mr. Arpit Mishra
and Mr. Anik Srivastav, Advocates.

versus

MUNICIPAL CORPORATION OF DELHI AND ANR...Respondents

Through: Mr. Kapil Dutta, Mr. Vansh Luthra
and Mr. Siddharth Parashar,
Advocates for MCD.
Mr. Kavindra Kumar Gill, SPC for R-
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CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

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11.08.2025

1. This hearing has been done through hybrid mode.
2. *Vide* order dated 29.04.2025, the learned Predecessor Bench of this Court had passed the following order: -

“CM APPL. 25328/2025 (Exemption)”

1. Exemption allowed subject to just exceptions.
2. Application stands disposed of, accordingly.

CONT.CAS(C) 662/2025

1. This petition has been filed alleging wilful disobedience of order dated 11th November 2024, passed in W.P.(C) 15645/2024. Relevant directions passed by the Court are as under:



1. The petitioners have approached this Court, under Article 226 of the Constitution, complaining of alleged illegal construction in property bearing *Plot No. 232, Jaitpur Village, Near Gurunanak Garden, New Delhi* ["the subject property"].
2. Mr. Ajjay Aroraa, learned counsel for the Municipal Corporation of Delhi ["MCD"], who appears on advance notice, states that the subject property has been inspected and, unauthorised construction having been found, a show cause notice has been issued to the owners/occupants of the property on 08.11.2024. He states that further action will be taken upon consideration of the reply to the show cause notice, if any, and that a demolition order will be passed within four weeks, if necessary. He states that further consequential action will be taken, in accordance with law, within a period of eight weeks thereafter.
3. In view of the aforesaid submissions on behalf of the MCD, learned counsel for the petitioners state that no further directions are required in this writ petition, which stands disposed of, alongwith the pending application.
2. Counsel for the Municipal Corporation of Delhi (**'MCD'**) appears on advance notice and states that demolition action was taken on 24th April 2025, pursuant to a demolition order dated 20th November 2024.
3. During demolition action, *three RCC panels were demolished on the ground floor slab and steel bars were cut*. On the same date, a Watch and Ward Letter were sent to SHO, P.S *Jaitpur* as well. Photographs have been handed up along with the Watch and Ward Letter as well.
4. The same shall be filed on record as part of the status report, and a copy thereof shall be given to counsel for petitioner.
5. It is also stated that an appeal has been moved by owners/occupiers before the Appellate Tribunal for Municipal Corporation of Delhi (**ATMCD**). Matter is still pending. However, no stay has been granted.
6. Counsel for MCD further states that further demolition action has been planned for 02nd May 2025 and 15th May 2025.
7. Status report shall be filed on or before 30th May 2025, updating the action which will be taken on 02nd May 2025 and 15th May 2025.



8. Objections to the same shall be filed by petitioner along with relevant photographs.
 9. List on 11th August 2025.
 10. Order be uploaded on the website of this Court.”
3. Learned counsel for the MCD submits that subsequently *vide* order dated 15.05.2025, the learned Appellate Tribunal in Appeal No. 1050/ATMCD/2024 have set aside the order dated 20.11.2024 and remanded back the matter to MCD for deciding the same afresh. It is further submitted that the matter is still pending.
4. In view of the above, learned counsel for the petitioner does not wish to press the present petition at this stage with liberty to revive the present petition after speaking order is passed by the MCD with respect to the unauthorised construction.
5. Leave and liberty granted.
6. The present petition is dismissed as not pressed and disposed of accordingly.
7. Pending application(s), if any, also stands disposed of.

AMIT SHARMA, J

AUGUST 11, 2025/bsr