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

+ **W.P.(C) 5613/2025 & CM APPL. 25586/2025**

**AMRESH**

.....Petitioner

Through: Mr. Vishnu Deo Yadav, Adv.  
M: 9250746773  
Email: yadavvishnudeo@gmail.com

versus

**MCD AND ANR.**

.....Respondents

Through: Mr. Sunil Goyal, ASC with Mr. Nitin Kala and Mr. Ankit Chauhan, Adv.  
for R-1.  
M: 9811056767  
Email: goyalandco86@gmail.com

**CORAM:**  
**HON'BLE MS. JUSTICE MINI PUSHKARNA**

**ORDER**  
**30.04.2025**

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1. The present writ petition has been filed for issuance of a writ, order or direction in the nature of mandamus directing the respondents to release the vehicle bearing no. DL-1LM5743, to the petitioner, being its registered owner, which has been seized by respondent no.1 *vide* Seizure Memo dated 16<sup>th</sup> April, 2025.
2. It is submitted that the aforesaid vehicle is a CNG engine vehicle which is more than 15 years of age. Therefore, the same falls within the definition of “*End of Life Vehicles*”, under the Motor Vehicles (Registration and Functions of Vehicle Scrapping Facility) Rules, 2021.



3. It is submitted that the above vehicle of the petitioner was seized by the staff of respondent nos. 1 and 2, and the same is still lying with the respondent no.2.

4. Learned counsel appearing for the petitioner submits that the petitioner had approached the officials of the Municipal Corporation of Delhi (“MCD”), and apprised that he is ready to give an undertaking/affidavit as per the norms, but despite the same, the respondents have refused for the same and vehicle has not been released by the respondents.

5. It is submitted that the petitioner is ready to abide by all the conditions and also file a requisite application, affidavit and other documents as per the norms that the petitioner shall not ply the vehicle in the National Capital Region (“NCR”) of Delhi and will not park the said vehicle, in any public area of NCR/ National Capital Territory (“NCT”) of Delhi.

6. It is further submitted that the petitioner is ready to file an affidavit of undertaking that the vehicle shall be parked at *Village - Panapur, Sukhanand, Thana - Bidupur, District - Vaishali, Bihar*, inside the premises of the petitioner’s property.

7. Issue notice. Notice is accepted by learned counsel appearing for respondent no.1.

8. Learned counsel appearing for respondent no.1/MCD submits that the petitioner is required to comply with all the requirements as per the Guidelines issued by the Government of NCT of Delhi *vide* Circular dated 20<sup>th</sup> February, 2024, i.e., “Guidelines for Handling End of Life Vehicles in Public Places of Delhi, 2024”. He submits that the petitioner would have to



pay the requisite penalty charges, as well as submit an undertaking, in terms of the said circular.

9. Learned counsel appearing for the petitioner submits that the petitioner shall abide by all the requisite compliances.

10. Accordingly, the following directions are issued:

i. The respondent no.2 shall not scrap the vehicle of the petitioner, till final decision is taken in the application of the petitioner for release of his vehicle.

ii. The petitioner shall apply for release of his vehicle in terms of the “Guidelines for Handling End of Life Vehicles in Public Places of Delhi, 2024” dated 20<sup>th</sup> February, 2024, read with “Standard Operating Procedure for Releasing End of Life Vehicle” dated 21<sup>st</sup> October, 2024.

iii. The petitioner shall approach the respondent no. 2, i.e., Nirvana Scrappers along with all the requisite documents, including, the undertaking that the petitioner shall not ply the vehicle within the limits of NCR/NCT of Delhi and shall not park the same in any public area within the NCR/NCT of Delhi.

iv. The petitioner shall also submit the document with respect to the No Objection Certificate (“NOC”) as regards the shifting of the vehicle to another state, where it shall be parked within the premises of the petitioner’s property.

v. The petitioner shall also pay the requisite penalty charges and submit other documents, as required. If any further documents are required, the petitioner shall be informed of the same in writing. The petitioner shall submit the said documents within a period of two weeks of being so informed.



vi. Upon the petitioner supplying all the aforesaid documents, the vehicle bearing no. DL-1LM5743 shall be released to the petitioner, in accordance with the policy. If the vehicle is not released to the petitioner, the reasons for the same will be communicated to the petitioner in writing.

11. With the aforesaid directions, the present writ petition, along with the pending application, stands disposed of.

**MINI PUSHKARNA, J**

**APRIL 30, 2025/kr**