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

+ **CONT.CAS(C) 1040/2024**

RAKESH BASIST

.....Petitioner

Through: None.

versus

SH. GYANESH BHARTI, COMMISSIONER

AND ORS

.....Respondents

Through: Ms. Vishakha Basist & Mr.
Saksham Bhardwaj, Advs. for
R4.

Mr. Sanjeev Sabharwal, SC
with Ms. Shweta Singh, Adv.
for R7.

CORAM:

HON'BLE MR. JUSTICE DHARMESH SHARMA

ORDER

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05.03.2025

1. No one has appeared for the petitioner when the matter was called.
2. Learned counsel appearing for the MCD while alluding to the order dated 09.07.2024 passed by this Court, has pointed out that the petitioner has not filed the requisite affidavit. He has also alluded to the status report dated 11.11.2024 filed by the MCD and it is pointed out that the respondent No.4 i.e., the alleged occupier who has carried out the unauthorised construction, has been afforded a hearing. It is submitted that the property is protected in terms of National Capital Territory of Delhi Laws (Special Provisions) Second (Amendment) Act.
3. Since the petitioner has not filed the affidavit which was



directed to be filed on his behalf, the present petition does not survive.
The same is accordingly dismissed.

DHARMESH SHARMA, J.

MARCH 05, 2025
Ch