



\$~4

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CONT.CAS(C) 1067/2024 & CM APPL. 39083/2024**
ARCHANA SRIVASTAVA AND ORSPetitioners

Through: Mr. Anupam Srivastava, Sr. Advocate
with Mr. Parth Chaturvedi, Advocate.

versus

ASHWANI KUMAR AND ORSRespondents
Through: Mr. Akhil Mittal, Standing Counsel
for MCD (through V.C.)
SI Omkant Yadav, PS Hauz Qazi.

CORAM:
HON'BLE MR. JUSTICE MANOJ JAIN

ORDER
29.01.2025

%

1. Learned Senior Counsel for the petitioners, at the very outset, submitted that he has specific instructions that the property in question is not lying sealed.
2. However, such assertion has been negated by learned counsel for respondent/MCD. He submits that as per the action taken report already filed by them, the property in question was sealed but somebody tampered with the seal for which, FIR has also been directed to be registered and a communication was sent to the SHO, PS, Hauz Qazi to do the needful. It is informed that FIR has already been registered.
3. Learned counsel for the respondents also submits that, as on date, partial demolition has already taken place and the property is lying sealed and is not habitable from any angle whatsoever.



4. After hearing arguments for some time, learned Senior Counsel for the petitioners, on instructions, seeks permission to not press the present contempt petition, at the moment. He, however, seeks liberty to revive it at the later stage in case need so arises or if there is any further tampering with the seal or raising of any construction.

5. The petition is disposed of as not pressed. Liberty, as prayed, is granted.

MANOJ JAIN, J

JANUARY 29, 2025

st/ss