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

+ **LPA 694/2022**

MR. DEEPAK SINHA

.....Appellant

Through: None.

versus

DELHI DEVELOPMENT AUTHORITY & ORS.

..... Respondents

Through: Mr. Achal Gupta, Advocate for
DDA.

Mr. Raghav Marwah, Advocate
for R-2.

Ms. Monica Kapoor and Ms.
Bhavya Singh, Advocates for
R-4.

CORAM:

HON'BLE MR. JUSTICE YASHWANT VARMA

**HON'BLE MR. JUSTICE HARISH VAIDYANATHAN
SHANKAR**

ORDER

19.03.2025

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CM APPL. 52018/2022 (55 Days Delay)

1. Bearing in mind the disclosures made, the delay of 55 days in filing the appeal is condoned.

2. The application shall stand disposed of.

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3. This appeal is directed against the final judgment rendered by the learned Single Judge dated 30 August 2022, pursuant to which the writ petition preferred by the appellant came to be disposed of.

4. The appellant appears to have invoked our jurisdiction conferred by Article 226 of the Constitution for a direction being framed requiring the respondent nos. 1 to 3 to take action against the



illegal and unauthorized construction stated to have been raised by respondent no. 4.

5. The learned Judge has taken into account the fact that the demolition order which had been passed by the Delhi Development Authority was subjected to challenge before the Appellate Tribunal, Municipal Corporation of Delhi, and which had ultimately allowed that appeal on 25 April 2022 and in terms of which the order of demolition was set aside and the matter remanded back to respondent no. 2 to pass fresh orders.

6. On 01 July 2022, the said respondent had proceeded to pass an order preserving the constructions already raised in light of the provisions contained in National Capital Territory of Delhi Laws (Special Provisions) Act, 2011. It is in the aforesaid backdrop that the writ petition came to be disposed of with the learned Judge observing that the respondents would ensure that no further construction activity would be carried out over the subject property except in accordance with law. The view so taken is clearly unexceptionable.

7. The judgment thus does not merit any interference. The appeal shall, consequently, stand dismissed.

YASHWANT VARMA, J.

HARISH VAIDYANATHAN SHANKAR, J.

MARCH 19, 2025/AK