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

+ **W.P.(C) 11479/2025 & CM APPL. 47092/2025**

FAIZ AHMED & ANR.

.....Petitioners

Through: Mr. A.K. Suri, Ms. Sumbul Nizam
and Ms. Affan, Advs.
Mob: 9811352110
Email: a.ksuriassociates@gmail.com

versus

MUNCIPAL CORPORATION OF DELHI

.....Respondent

Through: Ms. Harita Mehta, Adv. (Through
VC)
Mob: 9999986600
Email: haritamehta.in@gmail.com

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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04.08.2025

1. The present writ petition has been filed seeking issuance of directions to the respondent – Municipal Corporation of Delhi (“MCD”) for demolition of the dilapidated property bearing *Municipal no. 1928/1 to 1928/8, situated at Gali Durga Mandir, Lal Kuan, Delhi-110006.*
2. Learned counsel appearing for the petitioners submits that the property in question was constructed approximately 100 years ago and for the past several years, the same is in a dilapidated condition. It is submitted that the said property is not in a stable condition, and many parts of the same, have been destroyed in passage of time. Thus, it is submitted that the structure of the building can collapse at any time, being a century old building, especially, due to the current rainy season.



3. This Court notes that in para 6 of the petition, it has been stated that the petitioners, along with other family members, have filed various suits for recovery of possession of the said property. Para 6 of the writ petition reads as under:

“xxx xxx xxx

6. That in order to get the said property vacated, the Petitioners alongwith other Family members filed separate Suits for Recovery of Possession against the illegal occupier of the particular portions, details of which are as under:-

SR. NO.	CASE NO.	TITLE	PENDING IN THE COURT OF	NDOH
1.	MISC. DJ/654/2024	FAIZ AHMED VS SAVITRI DEVI	MS. SHIVALI SHARMA, LD. DJ, CENTRAL	21.07.2025
2.	MISC. DJ/655/2024	FAIZ AHMED VS JAGDISH	MS. SHIVALI SHARMA, LD. DJ, CENTRAL	21.07.2025
3.	CS DJ/617833/2016	SHAFIQ AHMED & ORS. VS BITOO DEVI & ORS.	MS. SHAGUN SHARMA, LD. DJ, CENTRAL	07.08.2025
4.	CS DJ/616578/2016	SHAFIQ AHMED & ORS. VS KAMAL KISHORE & ANR.	MS. SHAGUN SHARMA, LD. DJ, CENTRAL	07.08.2025
5.	CS DJ/616574/2016	SHAFIQ AHMED & ORS. VS GAURI SHANKAR & ANR.	MS. SHAGUN SHARMA, LD. DJ, CENTRAL	07.08.2025
6.	CS DJ/616573/2016	SHAFIQ AHMED & ORS. VS PREMWATI & ANR.	MS. SHAGUN SHARMA, LD. DJ, CENTRAL	07.08.2025
7.	CS DJ/616572/2016	SHAFIQ AHMED & ORS. VS MOOL CHAND & ORS.	MS. SHAGUN SHARMA, LD. DJ, CENTRAL	07.08.2025

xxx xxx xxx”

4. Considering that there are pending suits, which have been initiated at the behest of the present petitioners and their family members, it would be in the fitness of things, if an appropriate application with regard to the subject matter of the present writ petition, is filed in the said pending suits, in order to avoid any multiplicity of proceedings or any contradictory orders.

5. Accordingly, liberty is granted to the petitioners to file an appropriate application in the pending suits, which shall be duly considered by the



concerned courts, as and when the same are filed.

6. This Court takes note of the submission of the petitioner that MCD is not a party in those suits. Accordingly, liberty is granted to the petitioners, to move an appropriate application for impleadment of MCD in the said suits, as and when such applications are filed by the petitioners, the same shall be consider at the earliest.

7. With the aforesaid directions, the present petition, along with the pending application, is disposed of.

MINI PUSHKARNA, J

AUGUST 4, 2025/SK