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

+ W.P.(C) 14004/2025 & CM APPL. 57301/2025

IQBAL SINGH DUTT

.....Petitioner

Through: Mr. Viney Sharma, Mr. Sandeep Singh Nainwal and Mr. Sahil Talwa, Advs.

versus

MUNICIPAL CORPORATION OF DELHI AND ORS.

.....Respondents

Through: Mr. Pratap Singh Ahluwalia, Adv. for R-1 & 2
Mr. Manoj Kumar Tyagi, SPC with Mr. Mohit Tyagi, Adv. for R-3

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

% **11.09.2025**

1. The present writ petition has been filed seeking directions to respondent nos. 1 and 2, to take action against the unauthorized construction existing in the property bearing *No. 983, Out of Khasra No. 13/14/2*, situated in the area of *Village Keshopur, Delhi*, known as *Guru Nanak Nagar, Delhi*, and to take appropriate action against the complaint dated 19th June, 2025, of the petitioner.

2. Responding to the present writ petition, learned counsel appearing for the respondent no. 1 and 2-Municipal Corporation of Delhi ("MCD"), submits that the unauthorized construction in the property in question has already been booked on 30th June, 2025, and a Show Cause Notice was also issued on 30th June, 2025. He submits that after following the due procedure of law, a Demolition Order has been passed on 25th July, 2025.



3. Learned counsel appearing for the MCD further submits that action was sought to be taken by the MCD on 08th September, 2025. However, the same could not be taken on account of non-availability of the police force. Thus, it is submitted that requisite action shall be taken expeditiously with the assistance of the local police.

4. Considering the submissions made before this Court, it is apparent that the MCD has already initiated action against the unauthorized construction existing in the property in question.

5. Accordingly, the MCD is bound to take action, in accordance with law, against the unauthorized construction existing in the property in question. In case, the petitioner is aggrieved by any non-action on the part of the MCD, the petitioner shall be at liberty to approach the Special Task Force (“STF”), as constituted by the Supreme Court, in terms of the orders passed by the Division Bench of this Court in the case of ***Devender Versus Govt. of NCT of Delhi and Ors.***, and other connected matters, in ***W.P.(C) 1807/2018*** and ***Fazruddin Versus DDA and Ors.***, in ***W.P.(C) 4649/2017***.

6. However, the right of owner of the property in question, i.e., respondent no. 4 is reserved. Thus, in case, the owner of the property in question is aggrieved by any action on the part of the MCD, the said owner of the property in question shall have the liberty to seek his remedies, in accordance with law.

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

MINI PUSHKARNA, J

SEPTEMBER 11, 2025/KR