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

+ **CM(M) 1833/2025**

AMNA KHAN

.....Petitioner

Through: Mr. Maroof Ahmad, Advocate

versus

MUNICIPAL CORPORATION OF DELHI & ANR.Respondents

Through: Ms. Shilpa Dewan, Advocate

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

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17.09.2025

CM APPL. 58865/2025 (exemption)

1. Allowed, subject to all just exceptions.

CM(M) 1833/2025 & CM APPL. 58864/2025 (interim directions)

2. Petitioner has approached this Court, invoking jurisdiction under Article 227 of the Constitution of India because the Appellate Tribunal, MCD is currently not functional and is awaiting appointment of a Presiding Officer.

3. It is contended on behalf of petitioner that in case his appeal is not heard, the subject property may be demolished by the respondent MCD. It appears that the appeal filed by the petitioner was listed on 09.09.2025 but since the Tribunal is lying vacant, the appeal was adjourned by the Reader of the Tribunal to 08.10.2025.



4. Similar to few other petitions of the same nature, learned counsel for respondent MCD appearing on advance intimation submits that without their respective rights and contentions, no precipitative action shall be taken by the respondent MCD against the subject property till the stay application in appeal of the petitioner is heard by the Appellate Tribunal, MCD.

5. In view of the above assurance advanced on behalf of respondent MCD, learned counsel for petitioner submits that the petition may be disposed of.

6. Accordingly, the petition and the interim application stand disposed of.

GIRISH KATHPALIA, J

SEPTEMBER 17, 2025/as