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

+ **W.P.(C) 3020/2026 & CM APPL. 14562/2026**

SHAHNAZ

.....Petitioner

Through: Mr. Divyesh Pratap Singh, Mr. Bharat Mishra, Mr. Amit Sangwan and Ms. Prashantipriya Tiwari, Advocates.

versus

STATE (NCT OF DELHI) AND ANR.

.....Respondents

Through: Mr. Chetan Sharma, ASG with Ms. Avshreya Pratap Singh Rudy, Mr. Amit Gupta, Mr. R.V. Prabhat, Mr. Shubham Sharma, Mr. Yash Wardhan Sharma, Mr. Naman and Mr. Ankit Khatri, Advocates with Insp. Mukesh Kumar, PS: Uttam Nagar.

Mr. Jivesh Kr. Tiwari, CGSC with Ms. Samiksha and Ms. Nandini Aggarwal, Advocates for Delhi Police.

Mr. Sanjay Poddar, Senior Advocate with Mr. Siddhant Nath, standing counsel for MCD with Mr. Bhavishya Makhija and Mr. Amaan Khan, Advocates for MCD.

Mr. Manoj Meena, (E.E.) MCD.

Mr. Vishram Meena, (A.E.) MCD.

58.

+ **W.P.(C) 3021/2026 & CM APPL. 14563/2026**

JARINA

.....Petitioner

Through: Mr. Divyesh Pratap Singh, Mr. Bharat Mishra, Mr. Amit Sangwan and Ms. Prashantipriya Tiwari, Advocates.

versus

STATE (NCT OF DELHI) & ANR.

.....Respondents

Through: Mr. Chetan Sharma, ASG with Ms.



Avshreya Pratap Singh Rudy, Mr. Amit Gupta, Mr. R.V. Prabhat, Mr. Shubham Sharma, Mr. Yash Wardhan Sharma, Mr. Naman and Mr. Ankit Khatri, Advocates with Insp. Mukesh Kumar, PS: Uttam Nagar.

Mr. Jivesh Kr. Tiwari, CGSC with Ms. Samiksha and Ms. Nandini Aggarwal, Advocates for Delhi Police.

Mr. Sanjay Poddar, Senior Advocate with Mr. Siddhant Nath, standing counsel for MCD with Mr. Bhavishya Makhija and Mr. Amaan Khan, Advocates for MCD.

Mr. Manoj Meena, (E.E.) MCD.

Mr. Vishram Meena, (A.E.) MCD.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

11.03.2026

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W.P.(C) 3020/2026 & W.P.(C) 3021/2026

1. The present writ petitions have been filed seeking the following reliefs:

- a) Issue Writ in the nature of mandamus or any other Writ, Order or directions to protect the residential house of the Petitioner (situated at House No. A-404, 405 situated at JJ Colony, Uttam Nagar, New Delhi) from arbitrary and illegal demolition without following due process of law and against the guidelines laid down by the Hon'ble Supreme Court in *Re: Directions in the matter of Demolition of Structures (2024)*, by the Municipal Corporation of Delhi (MCD) without following the due process of law.
- a) Issue Writ in the nature of mandamus or any other Writ, Order or directions to protect the residential house of the Petitioner (situated at House No. A-386, JJ Colony, Uttam Nagar, New Delhi) from arbitrary and illegal demolition without following due process of law and against the guidelines laid down by the Hon'ble Supreme Court in *Re: Directions in the matter of Demolition of*



Structures (2024), by the Municipal Corporation of Delhi (MCD) without following the due process of law.

- b) Issue Writ in the nature of certiorari or any other Writ, Order or direction, granting police protection to the Petitioner and her family members
- c) Issue a suitable writ, order or direction in the nature of mandamus directing the respondents not to interfere with the peaceful possession of the property in question of the petitioner

2. A perusal of the averments made in the writ petitions would show that entirely separate causes of action have been enjoined together in the writ petitions. On one hand, the petitioners seek protection against the illegal demolition of their property, on the other hand, the petitioners seek police protection.

2.1. In the opinion of this Court, the two causes of action are entirely different, and the petitioners cannot combine the same in the present petitions.

3. The averments in the petitions are also vague as to whether the properties of the petitioners are encroaching upon the public drain.

4. Accordingly, counsel for the petitioners seeks to withdraw the present writ petitions with liberty to file proper petitions with better particulars within one (1) week from today.

5. The petitions are dismissed as withdrawn with the aforesaid liberty.

AMIT BANSAL, J

MARCH 11, 2026

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