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

+ W.P.(C) 3193/2026 with CM APPL. 15326/2026 and CM APPL. 15327/2026

MR. GAURAV BANSAL & ORS.

.....Petitioners

Through: Mr. Anurag Ahluwalia, Senior Advocate with Mr. Sanjay Abbott & Mr. Nitesh Gupta, Advocates.

versus

GOVT. OF NCT OF DELHI & ORS.

.....Respondents

Through: Mr. Lalitaksh Joshi & Ms. Minu Kumari, Advocates for GNCTD.
Mr. Kapil Dutta, Standing Counsel for MCD.
Ms. Kritika Gupta & Ms. Vidushi Singhania, Advocates for DDA.
(Through video-conferencing)

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER
12.03.2026

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1. The present writ petition has been filed seeking the following reliefs:

- a) Issue a writ of Mandamus or any other appropriate writ, order or direction thereby restraining the Respondents from taking any coercive steps against the properties of the Petitioner no.1, Petitioner no. 2 and all the members of the Petitioner no. 3 Association as the same is ex-facie illegal and contrary to the principles and provisions of law; and,



b) Issue a writ of Mandamus or any other appropriate writ, order or direction thereby directing Respondent no. 2 to comply with the order dated 27.09.2023 passed in *W.P. (C) No. 12814 of 2023* titled as "*Gaurav Bansal & Ors. vs Govt. of NCT of Delhi & Ors.*" and decide the representations of the Petitioners after granting them a personal hearing;

2. Earlier, a writ petition had been filed by the petitioners being W.P.(C) 12814/2023, which was disposed of *vide* order dated 27th September, 2023. The operative part of the said order is set out below:

3. The Petitioners have come up before this Court challenging a show cause notice. The Petitioners can demonstrate to the Respondents that this exercise has already been undertaken and, therefore, without there being any new facts, the Respondents cannot embark on a similar exercise. Leave and liberty, is granted.

4. A representation be given by the Petitioners enclosing all the previous notices, all the documents submitted by them within a period of four weeks from today. The same be considered by the Respondents within a period of six weeks from the receipt of the representation and a reasoned order be passed on the representation within four weeks thereafter.

5. It is open to the Respondents to afford an opportunity of personal hearing to the Petitioners herein. Till a decision is not taken on the representation of the Petitioner, no coercive steps be taken.

3. It is the case of the petitioners that no order has been passed on the representation of the petitioners till date.

4. Another writ petition being W.P.(C) 2599/2026, titled "*Akhilesh Kumar Dixit v. Delhi Development Authority & Ors.*" came to be filed before this Court, which was disposed of by the Division Bench of this Court *vide* order dated 25th February, 2026. Paragraph no. 7 of the said order



is set out below:

7. In the meantime, so far as the existing width of 45 mtrs. of the road is concerned, all concerned who are entrusted with removal of encroachments and illegal structures shall take appropriate action forthwith. The action relating to removal of encroachments/removal of illegal constructions on the road shall be initiated within a fortnight from today which shall be carried strictly in accordance with law, of course, after giving an opportunity of hearing to the persons who are said to have encroached or raised illegal constructions on the road. The action relating to removal of encroachments/illegal constructions under this order shall be completed with expedition, in any case within a period of 04 months from today.
5. The concern of the petitioners is that the respondents shall proceed with the road widening exercise in terms of the aforesaid order of the Division Bench, without considering the representations of the petitioners.
6. The concern of the petitioners has been taken care of in paragraph no. 7 of the order dated 25th February, 2026 set out above, that action with regard to the removal of encroachments/ unauthorized constructions shall be carried out strictly in accordance with law, after giving an opportunity of hearing to the alleged encroachers.
7. In view thereof, the present writ petition is disposed of while directing that the respondents shall not take any removal/ demolition action, without deciding the representations of the petitioners in terms of the order passed on 27th September, 2023 in W.P.(C) 12814/2023.
8. The pending applications also stand disposed of.

AMIT BANSAL, J

MARCH 12, 2026

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