



\$~45

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

+ W.P.(C) 4011/2026 with CM APPL. 19636/2026

JAI SINGH

.....Petitioner

Through: Mr. A.K. Vashishtha and Mr. R.K. Singh, Advocates.

versus

MUNICIPAL CORPORATION OF DELHI THROUGH ITS
COMMISSIONER & ORS.

.....Respondents

Through: Mr. Hemant Singh, Mr. Attrey Gupta,
Mr. Aman Bidhuri and Ms. Urvashi Jain, Advocates for R-1/MCD.
Ms. Latika Malhotra, Advocate for R-3/DDA (*through VC*).
Mr. Sharique Hussain and Ms. Kirti Garg, Advocates for R-4.
Mr. Kaushal Kishore Lal Gautam, SPC for UoI/R-6.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

% **30.03.2026**

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

- a) Issue a writ of Mandamus or any other appropriate writ, order(s) or direction(s), whereby directing the respondents No.1 to 2 to take immediate strict action(s) against the respondent No.7 by demolishing the illegal and unauthorized construction raised upon property bearing No.809-B, having admeasuring area 33 sq. yards, comprised in Khasra No.740/496, situated in the Abadi of Lal Dora (1908-09), of Village Chirag Delhi, Tehsil Hauz Khas(Mehrauli), New Delhi-110017 and illegal encroachment upon the said property, in the interest of justice;
- b) Issue direction(s) to the respondent No.3 to monitor/ensure the action taken by the respondent No.1 against the property in question belongs to the respondent No.7 by demolishing the same



- and also to take immediate stringent action against the respondent No.7 for making illegal encroachment upon the public land;
- c) Issue direction(s) to the respondent No.4 and 5 to disconnect the illegal electricity and water connection(s) taken by the respondent No.7 either in his or his family members' name to enjoy the basic amenities, as the same have been obtained out of fraud and misrepresentation;&

2. It is submitted that a demolition order was passed on 18th August, 2025 in respect of the third floor of the property bearing no. 809-B, Village Chirag Delhi, New Delhi-110017 (hereinafter, '*subject property*'). However, no action has been taken by the respondent/ MCD in terms of the said demolition order.

3. The petitioner has also filed photographs along with the writ petition to show the illegal encroachment carried out by the respondent no.7 in front of the subject property.

4. Counsel appearing on behalf of the respondent/ MCD, on advance notice, submits that action could not be taken pursuant to the aforesaid demolition order due to various reasons. He submits that since the subject property was occupied, a vacation notice has been issued on 27th March, 2026 to the owner/occupier of the subject property and a copy thereof has been endorsed to the respondent no.6/ SHO, P.S. Malviya Nagar. He further submits that the respondent/ MCD will take action in respect of the unauthorised construction and illegal encroachment being carried out at the subject property.

5. Considering the aforesaid submissions, a direction is issued to the respondent/ MCD as well as the respondent no.6/ SHO, P.S. Malviya Nagar to take action in respect of the unauthorized construction carried out in the



subject property as well as illegal encroachment.

6. In view thereof, the petition along with the pending application stands disposed of.

7. In the event the petitioner has any further grievance with regard to the unauthorised construction, he is at liberty to take appropriate remedies in accordance with law.

8. All rights, contentions and legal remedies of the respondent no.7 are kept open.

AMIT BANSAL, J

MARCH 30, 2026

Rzu