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

+ **W.P.(C) 5295/2026 & CM APPL. 25977/2026**

VIDHYA DEVI

.....Petitioner

Through: **Mr. Ashok Gurnani, Advocate.**

versus

GOVERNMENT OF NCT OF DELHI & ORS.Respondents

Through: **Mr. Abhinav Singh and Mr. P. Jain,**
Advocates for R-1 & 3.

Mr. Harshit Chopra, standing counsel
with **Ms. Swati Tiwari, Mr. Khushal**
Chand Aggarwal, Advocates for R-
2/MCD.

Mr. Biraja Mahapatra, Advocate for
R-4/DPCC (through VC).

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

20.04.2026

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1. The present writ petition has been filed seeking setting aside of the sealing order passed by the respondent/MCD on 27th July, 2019. A further direction is sought for setting aside the penalty imposed by the Delhi Pollution Control Committee (hereinafter 'DPCC') on the petitioner.
2. Insofar as the sealing order is concerned, counsel appearing on behalf of the respondent/MCD submits that the proper remedy for the petitioner would be to approach the Judicial Committee appointed by the Supreme Court *vide* order dated 13th September, 2022 in WP(C) 4677/1985.
3. Insofar as the penalty/environmental damage compensation of



Rs.28,12,500/- is concerned, counsel appearing on behalf of DPCC, on advance notice, submits that the aforesaid amount has been levied against one Mr. Pappu Divakar, who was the erstwhile tenant of the petitioner. Therefore, the same cannot be recovered from the petitioner.

4. In view thereof, the present writ petition is disposed of while giving liberty to the petitioner to file an appeal before the Judicial Committee as constituted by the Supreme Court in WP(C) 4677/1985 titled as **M.C. Mehta v. Union of India** [order dated 13th September, 2022]

5. Consequently, all pending application(s) stand disposed of.

6. All rights, contentions and legal remedies of the parties are kept open.

AMIT BANSAL, J

APRIL 20, 2026

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