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

+ **W.P.(C) 5360/2026 with CM APPL. 26269/2026 and CM APPL. 26270/2026**

SH CHANDAN LAL YADAV

.....Petitioner

Through: **Mr. Praveen Suri and Mr. Rajneesh Verma, Advocates**

versus

THE COMMISSIONER MCD AND ANR

.....Respondents

Through: **Mr. Kapil Dutta, Advocate for MCD.**

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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21.04.2026

CM APPL. 26269/2026 (exemption)

1. Allowed, subject to just all exceptions.

W.P.(C) 5360/2026

2. The present writ petition has been filed challenging the impugned order passed by the Appellate Tribunal, MCD (hereinafter 'ATMCD') on 1st April, 2026 whereby the application seeking interim stay filed on behalf of the petitioner has been dismissed.

3. Yesterday, a similar writ petition was filed by the brother of the petitioner, *W.P.(C) 5307/2026* titled ***Daya Chand Yadav v. The Commissioner, MCD and Anr*** challenging the same impugned order dated 1st April, 2026. This Court *vide* order dated 20th April, 2026 dismissed the said petition on the ground that the impugned order clearly notes that there



are non-compoundable projections on the municipal land on all the floors of the property and there cannot be any regularization till the time the said non-compoundable projections exist. Further, this Court also observed that the petitioner cannot carry out unauthorized construction and then seek regularization of the same.

4. Since same grounds have been raised in the present petition, the present writ petition is fully covered by the aforesaid order. Accordingly, the same is dismissed.

5. All pending applications also stand disposed of.

AMIT BANSAL, J

APRIL 21, 2026
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