



2026:DHC:3484



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

% **Date of Decision: 21.04.2026**

+ **CONT.CAS(C) 687/2026**

M/S AASTHA GILL MEDIA TECHNOLOGIES LLP.....Petitioner

Through: Mr. Yash Anand, Adv.

versus

MUNICIPAL CORPORATION OF DELHI (MCD) & ORS.

.....Respondents

Through: Mr. Ankur Yadav (SPC) along with
Ms. Anjupriya Yadav, Mr. Kush
Garg, Mr. Rythem Nagar, Adv.
Mr. Kapil Datta (SC) along with Ms.
Akansha Gupta, Adv.
Ms. Prabhsahay Kaur (SC) along with
Mr. Aditya Verma, Ms. Aiyima
Sharma, Adv. for R2.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

SACHIN DATTA, J. (ORAL)

1. The present petition has been filed by the petitioner alleging wilful disobedience/non-compliance of the directions contained in the order dated 17.02.2026 passed by this Court in W.P.(C) 2211/2026. By way of the said order, the respondent nos. 1 and 2 were directed to treat the petitioner's writ petition as a representation, grant him a personal hearing and inform him of the reasons and basis for the demolition action on the concerned premises. The operative directions therein read as under:-



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9. For the said reasons and without prejudice to the rights and contentions of the parties to the civil suit, it will be in the fitness of things that the respondent Nos. 1 and 2 treat the present petition as a representation, give a personal hearing to the petitioner and inform him the reason and the basis for demolition action, if any, for the same. The same shall be done within 4 weeks from today.
2. It transpires during the course of hearing that the aforesaid directions are complied with and an order dated 13.04.2026 has been issued whereby the representation of the petitioner has been disposed of. The same reads as under:-

No. D/07 /AE(B)-V/CNZ/2026Dated 13/04/2026

- M/s Aastha Gill Media Technologies LLP
Through its Authorized Partner
Sh. Jaspal Singh,
B-25, First Floor,
Okhla Industrial Area, Phase-I,
New Delhi – 110020.

Subject: Regarding directions of Hon'ble High Court of Delhi dated 17.02.2026 passed in W.P.(C) 2211/2026 titled as M/s Aastha Gill Media Technologies LLP Vs Municipal Corporation of Delhi (MCD) & Ors.

Sir,

This refers to the directions of the Hon'ble High Court of Delhi dated 17.02.2026 passed in W.P.(C) No. 2211/2026 dated 17.02.2026, whereby the subject petition was directed to be treated as a representation and decided after granting an opportunity of personal hearing.

Whereas, pursuant to aforesaid directions of the Hon'ble High Court, an opportunity of personal hearing was also accorded to you for 11.03.2026 and the same was communicated to you vide letter No. D/216/AE(B)-V/CNZ/2026 dated 27.02.2026.

Whereas, personal hearing scheduled for 11.03.2026 was attended by Shri Jaspal Singh for M/s Aastha Gill Media Technologies LLP (Owner/ Partner). During the proceedings, a representation was filed by Shri Jaspal Singh on behalf of M/s M/s Aastha Gill Media Technologies LLP (Owner/ Partner) which was taken on record. Further on request of the applicant hearing proceedings were closed.

Whereas, in compliance of the directions of the Hon'ble High Court of Delhi dated 17.02.2026, representation filed during the hearing proceedings on 11.03.2026 along with subject writ in W.P.(C) No. 2211/2026 dated 17.02.2026, have been treated as your representation.



In this regard, it is informed that your representation has been duly examined in light of the submissions made during the personal hearing, which revealed as under:-

The applicant has, inter alia, submitted that:

- He is the lawful occupant of the first floor of the subject property under a valid lease deed;
- Unauthorized demolition activities have been carried out by the owner i.e. M/s Metal Fittings Pvt. Ltd. without consent and without statutory permissions;
- Despite court orders passed by the Ld. Civil Court, Saket and the Hon'ble High Court of Delhi, demolition activities continued;
- MCD, DDA and local police have failed to take action;
- Relief has been sought for stoppage of demolition, restoration of utilities, and enforcement of court orders.

Examination of Record

The record available with this department has been examined. It is observed that:

- As per available record, no sanctioned building plan exists in respect of the subject property;
- The property was earlier booked under Sections 343/344 of the DMC Act in the year 2011 for unauthorized construction;
- No permission for demolition of the existing structure has been issued by this department.

Findings and Observations

After careful consideration of the submissions made by the applicant, records available in the department, and applicable provisions, the following is observed:

- i. The Municipal Corporation of Delhi does not issue any specific permission for demolition of existing structures.
- ii. However, it is a settled position that the owner of a property may undertake demolition of existing structures at his own risk and responsibility, subject to compliance with applicable laws, safety norms, and other statutory requirements.



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iii. Such demolition is required to be carried out under the supervision of an empanelled/registered Structural Engineer to ensure structural safety and to prevent any damage to adjoining properties and public safety.

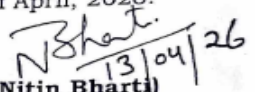
iv. The list of empanelled/registered Structural Engineers is available on the official municipal portal i.e. www.mcdonline.gov.in.

v. Insofar as allegations regarding violation of court orders, tenancy/possession disputes, and disconnection of utilities are concerned, the same fall within the domain of appropriate judicial/other competent authorities and are not adjudicable by this department.

vi. The role of the Building Department is limited to enforcement of provisions of the DMC Act and building bye-laws with respect to unauthorized construction.

This is issued in compliance of the directions of the Hon'ble High Court of Delhi dated 17.02.2026 in W.P.(C) No. 2211/2026.

Given under my hand and seal on this 13 day of April, 2026.


(Nitin Bharti)
Asstt. Engineer (Bldg.)
Central Zone, MCD

3. A copy of the same has been handed over to the learned counsel for the petitioner at the time of hearing.
4. A speaking order has also been passed by the Delhi Development Authority (DDA) pursuant to the directions contained in the order dated 17.02.2026. The copy of the same has also been handed over to the learned counsel for the petitioner during the course of hearing.
5. As such, no further orders are required to be passed in the present petition. The same is, accordingly, disposed of.
6. Needless to say, the petitioner would be at liberty to avail appropriate legal remedies in accordance with law, if aggrieved by the aforesaid speaking orders passed by the MCD and DDA.

SACHIN DATTA, J

APRIL 21, 2026/uk