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

+ **W.P.(C) 6014/2026 & CM APPL. 29598/2026**

YATENDER SHARMA & ANR.

.....Petitioners

Through: Ms. Chetna & Mr, Subit Kumar
Singh, Advocates.

versus

MUNICIPAL CORPORATION OF DELHI & ORS.

.....Respondents

Through: Mr. Pritish Sabharwal, Ms. Shweta
Singh, Mr. Sanjeet Kumar & Mr. Shiv
Chopra, Advocates for R-1/MCD.
Mr. Akhileshwar Jha, Senior Panel
Counsel for UoI with Ms. Asmita
Mishra, Ms. Shreya Jha , Mr. Hitesh
Kumara Sharma & Ms. Supriya,
Advocates for R-2.
Mr. Shivam Gaur, Government
Pleader for R-2/UoI.
Mr. Aditya Gogna, Advocates for R-3
& 4/ Private respondents.
Ms. Chand Chopra & Mr. Punishk
Handa, Advocates for R-5/DDA.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

04.05.2026

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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,
directing Respondent Nos. 1 immediately carry out demolition of the
unauthorized construction at property bearing No. L-2/151 A, DDA Flats
Kalkaji, New Delhi- 110019;



- b) Issue a writ of mandamus or any other appropriate writ, order or direction, directing the Respondent No. 1 to prevent any further unauthorised construction at property bearing No. L-2/151 A, DDA Flats, Kalkaji, New Delhi-19.
- c) Issue a writ of mandamus or order or direction, directing the Respondent No. 2 (SHO) to provide adequate police protection for demolition of the unauthorised construction;

2. Along with the petition, the petitioner has placed on record a show cause notice dated 4th June, 2024, followed by a demolition order dated 13th June, 2024, in respect of the petitioner's property, *i.e.* ground floor in the property bearing no. *L-2/151A, DDA Flats, Kalkaji, New Delhi* (hereinafter 'subject property').

3. It is stated that respondents no.3 and 4, who are residing on the first floor of the subject property, are not permitting the unauthorised portion to be demolished.

4. Counsel appearing on behalf of the respondents no.3 and 4 submits that the respondents have no objection to the demolition of the unauthorised construction on the ground floor.

5. Counsel appearing on behalf of the respondent no.1/MCD submits that the demolition action has been planned for today, *i.e.* 4th May, 2026.

6. In view thereof, the present writ petition is disposed of, while directing the respondent no.1/MCD to carry on with the demolition action planned in respect of the unauthorised construction on the ground floor of the subject property.

7. The respondent no.2/SHO, P.S.: Kalkaji, shall provide the necessary Police force for carrying out the demolition action.



8. Pending application stands disposed of.
9. In the event the petitioner has any further grievance with regard to unauthorised construction, he is at liberty to take appropriate remedies in accordance with law.
10. All rights, contentions and legal remedies of the owner/occupier/private respondents no.3 and 4 are kept open.

AMIT BANSAL, J

MAY 4, 2026/at