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

+ W.P.(C) 6164/2026 & CM APPL. 30322/2026

JAYARAM BANAN

.....Petitioner

Through: Mr. Ravi Gupta, Senior Advocate
with Mr. Mahip Datta Parashar and
Ms. Shivani Sharma, Advocates.

versus

MUNICIPAL CORPORATION OF DELHI

.....Respondent

Through: Mr. Tushar Sannu and Mr. Parvin
Bansal, Advocates for MCD.
Mr. Roshan Lal Goel, Advocate with
Mr. Anil Kumar Bansal, AE (MCD).

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+ W.P.(C) 6174/2026 & CM APPL. 30352/2026

JAYARAM BANAN

.....Petitioner

Through: Mr. Ravi Gupta, Senior Advocate
with Mr. Mahip Datta Parashar and
Ms. Shivani Sharma, Advocates.

versus

MUNICIPAL CORPORATION OF DELHI

.....Respondent

Through: Mr. Tushar Sannu and Mr. Parvin
Bansal, Advocates for MCD.
Mr. Roshan Lal Goel, Advocate with
Mr. Anil Kumar Bansal, AE (MCD).

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

14.05.2026

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1. The present writ petitions have been filed seeking a direction to the



respondent/MCD to forthwith de-seal the commercial premises of the petitioner situated at first and second floor of *Shop nos.18 and 19, Defence Colony, New Delhi-110024*.

2. Mr. Ravi Gupta, senior counsel appearing on behalf of the petitioner, has drawn attention of the Court to the regularization order passed by the respondent/MCD on 25th July, 2025 (Annexure P-15 to the petition).

3. Mr. Gupta submits that the present writ petitions have been filed before this Court pursuant to the order passed by the Supreme Court on 27th April, 2026 in W.P.(C) 500/2026 and W.P.(C) 501/2026 filed by the petitioner.

4. Counsel appearing on behalf of the respondent/MCD raises objection with regard to maintainability of the present writ petitions. In this regard, reliance is placed on the judgment of the Supreme Court dated 11th March, 2026 in W.P.(C) 4677/1985 titled *M.C. Mehta v. Union of India*. Paragraphs 22 and 23 of the said judgment are set out below:

22. We request the Chief Justice of the Delhi High Court to register a *suo moto* case and constitute/appoint an appropriate bench to hear the IAs transferred to the High Court. We clarify that the adjudication by the High Courts shall be in exercise of the jurisdiction conferred under Article 226 of the Constitution.

23. The Registry shall list the newly registered *Suo Moto* Writ Petitions after seeking directions from the Chief Justice of India on the administrative side.

5. It is submitted that in terms of the aforesaid directions, the Chief Justice of this Court is required to register a *suo moto* case and constitute an



appropriate Bench to hear Interim Applications transferred from Supreme Court to High Court.

6. Mr. Ravi Gupta submits that the present direction would not be applicable to the present writ petitions in view of the order passed by the Supreme Court on 27th April, 2026 in W.P.(C) 500/2026 and W.P.(C) 501/2026 filed by the petitioner in his own case. Paragraphs 3 and 4 of the said order are set out below:

3. It appears to us that, even if the abovementioned position regarding transfer of these issues to the High Court is disregarded, the petitioner has agitated a fresh cause of action, independent of the proceedings in W.P.(Civil) No.4677/1985. For seeking remedy thereon, in our considered opinion, the petitioner is entitled to invoke the writ jurisdiction of the High Court.

4. If the petitioner approaches the Delhi High Court for the same, it is clarified that paragraph 7 of the order dated 23.02.2026, which has been confirmed in paragraph 24 of the judgement dated 11.03.2026, shall not cause any impediment. Considering the nature of the prayer, we request the High Court to provide expeditious hearing to the petitioner.

7. Mr. Gupta submits that the amounts that were demanded by the MCD via the regularization order passed on 25th July, 2025 have already been paid by the petitioner. Without prejudice to the rights and contentions of the petitioner, the petitioner is willing to pay remaining charges, if any, as communicated by the MCD subject to the final adjudication of I.A. 32418/2024 in W.P.(C) 4677/1985.

8. Taking into account the aforesaid submissions, the present writ petitions are disposed of with the following directions:

- i. MCD shall communicate to the petitioner the amount, if any, payable



towards conversion charges within one (1) week from today.

- ii. Upon petitioner paying the said amount, the premises of the petitioner shall be de-sealed forthwith.
 - iii. The payment so made by the petitioner shall be subject to the final adjudication of I.A. 32418/2024 transferred to this Court pursuant to the judgment dated 11th March, 2026 passed by the Supreme Court in W.P.(C) 4677/1985.
9. This order is being passed without going into the maintainability of the writ petition in view of the fact that the petitioner has agreed to pay the amounts demanded by the petitioner as noted above.
10. All pending applications stand disposed of.

AMIT BANSAL, J

MAY 14, 2026

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