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

+ W.P.(C) 6169/2026 & CM APPL. 30334/2026, CM APPL. 30335/2026, CM APPL. 30336/2026

ANJANA AHLUWALIA

.....Petitioner

Through: Ms. Diya Kapur, Senior Advocate
with Ms. Sugandha Batra, Mr.
Raghav Anand, Mr. Raghav Kumar,
Mr. Vansh Bhatnagar, Mr. Shubham
Kathuria and Mr. Naibedya Dash,
Advocates.

versus

MUNICIPAL CORPORATION OF DELHI

.....Respondent

Through: Mr. Shivam Sachdeva, Additional
Standing Counsel with Mr. Yash
Agrawal and Ms. Sanjana Chib,
Advocates for MCD.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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14.05.2026

1. The present writ petition has been filed seeking the following reliefs:

- a. Issue a Writ in the nature of Certiorari, or any other appropriate Writ, Order or Direction quashing and/or setting aside the order dated 16.01.2026 in Case No. 1034 of 2023 issued by the Monitoring Committee constituted by this Hon'ble Court in W.P. (C) No. 4677 of 1985;



- b. Issue a Writ in the nature of Mandamus, or any other appropriate Writ, Order or Direction to the Respondents directing desealing of the Shop No. D-42, Defence Colony Market, New Delhi-110024 and implementation of order dated 05.07.2023 in Case No. 1034 of 2023 passed by the Monitoring Committee;
- c. Issue a Writ in the nature of Mandamus, or any other appropriate Writ, Order or Direction to the Respondents directing payment of compensation to the Petitioner on account of the inaction and failure of the Respondent/MCD and for its gross dereliction of duty in not desealing the said shop despite the passing of the desealing order, and direct that such compensation be computed on the basis of the prevailing market value of monthly rent of the subject shop for the period commencing from the date of sealing/desealing order till the date of actual award/payment of compensation, along with pendente lite and future interest at the rate of 9% per annum;

2. Counsel appearing on behalf of the respondent/MCD raises objection with regard to maintainability of the present writ petition. 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.

3. 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.

4. Ms. Diya Kapur, senior counsel appearing on behalf of the petitioner, submits that the petitioner has paid the conversion charges that were demanded by MCD and additionally has also deposited amounts towards compounding fee for regularization of the existing structure of the subject shop. Without prejudice to the rights and contentions, 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.

5. 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.

6. 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 without prejudice to his rights and contentions.

7. The Registry shall take appropriate steps in terms of the judgment passed by the Supreme Court on 11th March, 2026 in W.P.(C) 4677/1985, particularly in terms of paragraphs 22 and 23 which are set out above.

8. All pending applications stand disposed of.

AMIT BANSAL, J

MAY 14, 2026

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