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

+ **W.P.(C) 7976/2026 & CM APPL. 38281/2026**

HARJEET SINGH

.....Petitioner

Through: Mr. Mukesh Kumar, Advocate.

versus

**MUNICIPAL CORPORATION OF DELHI &
ORS.**

.....Respondents

Through: Mr. Kapil Dutta, Standing Counsel
for MCD.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

29.05.2026

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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 to 3 to forthwith comply with and implement the order dated 11.02.2020 passed by the Appellate Tribunal, MCD in Appeal No. 59/2015 by concluding the remanded proceedings in accordance with law within a time-bound period;

b) Direct the Municipal Corporation to file a detailed status report on affidavit specifying the nature of unauthorised construction, steps taken pursuant to the Appellate Tribunal's remand in respect of 680 sq. yds. of land, and a time-bound schedule for demolition of unauthorised construction on the rest of the land;



c) That this Hon'ble Court may be pleased to declare that the directions of the MCD Appellate Tribunal in Appeal No.59/15 dated 11.02.2020 for maintenance of status quo and for prohibition of further construction for the property in question have been breached;

d) Direct the Municipal Corporation to file a full affidavit explaining the breach and to take immediate steps to secure the property, preserve evidence and to demolish any construction raised in breach of the Tribunal's order and unauthorised construction;

e) Direct the concerned SHO, Police Station Kirti Nagar, New Delhi 110015, to provide necessary assistance for the said action and for preservation of the status quo pending compliance;

2. In essence, the petitioner seeks compliance of the order passed by the Appellate Tribunal MCD ('ATMCD') on 11th February, 2020.

3. Mr. Kapil Dutta, counsel appearing on behalf of the respondent-MCD submits that the petitioner has also filed a civil suit against the private respondent as well as MCD which is pending before the Tis Hazari Courts.

4. In the said civil suit, a status report has been filed on behalf of the respondent-MCD. The relevant extract from the said status report is set out below:



5. That during consideration of the present matter, the old file of proceedings held before ATMCD in Appeal No. 59/2015 has been found lying in old record of Building Department, Karol Bagh Zone. It has been found that the concerned record file of the appeal had been received from Hon'ble ATMCD on 30.09.2022. The department will comply with order dated 11.02.2020 passed by ATMCD in Appeal No. 59/2020 after approval from the competency authority in due course of time.

5. Mr. Dutta submits that the directions passed by the ATMCD in the order dated 11th February, 2020 shall be fully complied with.
6. Taking the aforesaid statement on record, the present writ petition is disposed of.
7. Liberty is given to the petitioner to take steps in accordance with law in the event he is aggrieved by the decision.
8. All rights, contentions and legal remedies of the parties are kept open.
9. Pending application stands closed.

AMIT BANSAL, J

MAY 29, 2026

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