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

+ **W.P.(C) 8572/2026, CM APPL. 40181/2026 & CM APPL. 40182/2026**

MOHAMMAD TASLEEM

.....Petitioner

Through: Ms. Zubeda Begum, Ms. Sana Ansari
and Mr. I. Ahmed, Advocates along
with petitioner-in-person.

versus

**MUNICIPAL CORPORATION OF DELHI
& ORS.**

.....Respondents

Through: Mr. Kunal Rawat, Advocate for
MCD.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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02.07.2026

CM APPL. 40182/2026 (exemption)

1. Allowed, subject to all just exceptions.

W.P.(C) 8572/2026

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

- (i) issue a writ/order/direction(s) in the nature of a writ of prohibition thereby restraining respondent no.1 and its officials from taking any coercive action against the property in occupation and possession of the petitioner i.e. Portion being part of Property No. 1088, Situated at Gali Neem Wali, Mohalla Kishan Ganj, Azad Market, Delhi (More specifically shown in red colour in the plan annexed hereto) in any manner whatsoever under the garb of earlier notice dated 12.04.2023/19.03.2026 that too without adopting due process of law;



- (ii) restrain the Respondent no.1 from using demolition proceedings as a substitute for eviction proceedings and from permanently dis-possessing Petitioner under the guise thereof;
- (iii) stay all coercive action leading to dispossession of the Petitioner without due process of law;
- (iv) direct that no police aid be provided for dispossession without safeguarding the Petitioner's rights;

3. Earlier, the petitioner had filed another writ petition being W.P.(C) 4545/2026 with respect to the same property which was disposed of by this Court *vide* order dated 22nd April, 2026. The operative directions contained in the said order are set out below:

“10. Even the Appellate Court, while dismissing the appeal filed by the petitioner, stated that this would be without prejudice to the rights and contentions of the petitioner and respondent no.2 in the subject property.

11. Accordingly, the present petition is disposed of while reiterating that the demolition action carried out by MCD would not cause prejudice to the rights and contentions of the parties with regard to the rights, title and interest in the subject property.”

4. After some hearing, Ms. Zubeda Begum, counsel appearing on behalf of the petitioner, seeks to withdraw the present writ petition with liberty to approach the appropriate authorities under the Delhi Rent Control Act, 1958, or to avail of any other remedies available in law, with respect to the rights, title and interest of the petitioner in the subject property.

5. Accordingly, the writ petition is dismissed as withdrawn with the aforesaid liberty.

6. The aforesaid observations will not come in the way of the respondent no.1/MCD proceeding to take appropriate action in accordance with the



vacation notice issued on 12th April, 2023. One (1) week's time is given to the petitioner to remove his belongings from the subject property

AMIT BANSAL, J

JULY 2, 2026

Vivek/-