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

+ **W.P.(C) 9770/2024 & CM APPL. 40104/2024**

NEELAM MALHOTRA

.....Petitioner

Through: Mr. Anuj Kapoor, Mr. Shivom Sethi
and Mr. Nandesh Nanda, Advocates.

versus

**MUNICIPAL CORPORATION OF DELHI
& ORS.**

.....Respondents

Through: Mr. Tushar Sannu and Mr. Parvin
Bansal, Advocates for R-1/MCD &
R-4/DJB.
Mr. Ashutosh Kaushik, Advocate for
DDA.
Mr. Bhavya Sethi and Mr. Shiva
Khurana, Advocates for R-3.

**CORAM:
HON'BLE MR. JUSTICE AMIT BANSAL**

**ORDER
16.04.2026**

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1. Pursuant to the order passed by this Court on 10th February, 2026, status report on behalf of the respondent-MCD has been handed over in Court today and the same is taken on record. It is stated in the status report that the common passage is not disturbed by the PVC water tank placed at the ground level and it adheres to 'Instructions and Guidelines for Building Permit and Completion Certificate in respect of DDA Flats'. Relevant paragraphs no. 3 and 4 of the status report are extracted below:



3. That it is most respectfully submitted that DDA had notified
A policy in respect of DDA Flats permitting alterations and
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additional coverage. There are provisions of additional PVC tanks
in the list of Condonable Items. The same is re-produced as
under:

Serial No.10	To provide additional PVC water tank at ground floor area without disturbing the common passage.
Serial No.11	To provide an additional PVC water tank in the scooter / car garage at the surface level.

4. That alleged water tank placed at ground floor does not disturb
the common passage. As such the same adheres to the guidelines
at serial no. 10, as stated above. Copy of said policy is annexed
herewith as **Annexure-A**.

2. A status report has also been filed on behalf of the Delhi Jal Board
(‘DJB’) wherein it is stated that water connections have already been duly
installed by the DJB in the flats in question, thereby ensuring supply of
potable water. It is further stated that there is no specific provision under the
Delhi Jal Board Act, Rules and Regulations with regard to placement,
installation and positioning of PVC water storage tanks by individual
residents within their premises.

3. Mr. Tushar Sannu, counsel appearing on behalf of MCD and DJB,
submits that the water tank installed by the respondent no.3 has been
removed.

3.1 This fact is confirmed by the counsel appearing for respondent no.3 as
well.

4. In view thereof, the grievance of the petitioner stands redressed and



the writ petition is disposed of accordingly.

5. All rights of the private respondent no.3 in terms of applicable provisions of law are kept open.

6. Consequently, the pending application stands disposed of.

AMIT BANSAL, J

APRIL 16, 2026/Rzu