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

\# **CNR No. DLHC010478602026**

\+ W.P.(CRL) 3136/2026

MOHD SAJID .....Petitioner

Through: Mr. H. M. A. Rahman, Mr. Ashaf Mansoori, Advs.

versus

THE STATE OF NCT OF DELHI AND ORS. .....Respondent

Through: Mr. Anand V Khatri, ASC with SI Manoj Kumar, PS Shaheen Bagh.

CORAM:
HON'BLE MR. JUSTICE RAVINDER DUDEJA

O R D E R

% 05.10.2026

1. This is a Writ Petition under Article 226 of the Constitution of India read with Section 528 of the Bharatiya Nagarik Surakshan Sanhita, 2023 (BNSS) seeking the following relief:

> *a) Issue a Writ of Mandamus or other appropriate writs, orders and directions against the respondent no. 2 and 3 to provide protection to the petitioner, grant relief and take legal action against the respondents.*
>
> *b) pass such further order or orders which may deem fit and proper in the facts and circumstances of the present case*

2. The learned counsel for the petitioner submits that petitioner resides with his family on the first floor of an apartment in Shaheen Bagh, Jamia Nagar, New Delhi for the last 15 years and respondent nos. 4 and 5 resides on the fourth floor the same apartment.

3. It is further submitted that respondent nos. 4 and 5 have carried out

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an un-authorized and illegal construction on 13th February, 2026 at the terrace of said building in collusion with the MCD and Delhi Police.

4. He further states that on 28th August, 2026, respondent nos. 4 and 5 prevented the petitioner and his family members from taking drinking water from the overhead tanks on terrace and upon objection, respondent nos. 4 and 5 extended threats to the petitioner and his family.

5. It is also stated that on 15th September, 2026, the respondent nos. 4 and 5 abused and misbehaved with the petitioner and his family and caused hindrance to them for taking water from the overhead tanks and the matter was reported to SHO, Police Station Shaheen Bagh on 16th September, 2026 and later to the DCP, South East District, Sarita Vihar, New Delhi on 22nd September, 2026, but no action has been taken.

6. Issue notice.

7. Notice is accepted by the learned APP appearing on behalf of the State. Notice is also accepted by the learned counsel for respondent nos. 4 and 5, appearing on advance notice of the petition.

8. The learned counsel for the respondent nos. 4 and 5 controverts the submission made and states that petitioner has not paid the maintenance charges of the society and on account of this reason, the electricity supply of the apartment of the petitioner and respondent no. 4 and 5 has been disconnected.

9. So far as the civil disputes are concerned, the petitioner may take resort to the appropriate civil remedies as per law. However, since the petitioner has threat perception from the respondent nos. 4 and 5, the petition is disposed of with direction to the respondent nos. 2 and 3 to provide the mobile number of the Beat Constable of the area to the

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petitioner where he resides, so that in case of any need, the petitioner may seek his assistance for the needful action.

RAVINDER DUDEJA, J

OCTOBER 5, 2026/lks/sk

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