

**10 RCA DJ 14/26 TEJBIR DALAL Vs. RWA sunrise residency
through its president**

04.06.2026

Present: Appellant in person.

Sh. Gaurav Saini, Counsel for the respondent.

The appellant, who originally was the plaintiff before the Trial Court, has filed this appeal against the impugned order dt. 31.01.2026 whereby his plaint was rejected u/O 7 Rule 11 CPC for want of cause of action. The Trial Court rejected his plaint after observing that the installation of the Cameras at the public places within the residential complex/ society did not infringe the right of privacy of the plaintiff.

Arguments heard on the appeal. During the course of the arguments today, it has been brought to the notice of this Court that the impugned Cameras with the inbuilt audio recording feature are installed around 50 meters away from the house of the appellant situated within the residential complex / society. I am unable to understand as to how the privacy of the appellant shall be affected by such Cameras which are installed within the public space situated at a considerable distance from his house. If the analogy given by the appellant to remove these Cameras is accepted, then the Camaras from the entire Delhi installed at the public spaces and the public roads would have to be removed as well. The purpose of the installation of such Cameras within the complex is the safety and security of all its residents. In such circumstances, the individual rights of the appellant have to give way to the rights of the remaining residents. When the matter of security and safety is concerned, the rights of public at large would

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weigh over the rights of a private individual. Further except for the appellant, no other resident has come forward supporting the appellant in his grievance against the impugned Cameras. Just for the privacy of the appellant, the safety of the remaining residents cannot be jeopardized. Thus, I do not find any infirmity in the order of the Trial Court whereby the plaint was rejected. **The appeal is likewise dismissed.**

The TCR be sent back with copy of this order.

Appeal file be consigned to Record Room after due compliance.

**(Sidharth Mathur)
District Judge-01(N)/Rohini
Courts Delhi/04.06.2026/ak**