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

+ **W.P.(C) 3674/2026 & CM APPL. 17924/2026**

ASESH KUMAR MAITRA

.....Petitioner

Through: Mr. S.K. Bhaduri, Ms. Neetu Gupta &
Ms. Harshita Jain, Advocates.

versus

MCD

.....Respondent

Through: Mr. Harshit Chopra, Standing
Counsel with Ms. Swati Tiwari, Mr.
Khushal Chand Aggarwal, Advocates.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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23.03.2026

CM APPL. 17924/2026 (exemption)

1. Allowed, subject to all just exceptions.

W.P.(C) 3674/2026

2. The present writ petition has been filed seeking a direction of setting aside the impugned order dated 30th June, 2025 passed by the respondent/ MCD, whereby the respondent has declined to sanction the building plan in respect of *Plot No.38, Pocket-40, Chittaranjan Park, New Delhi- 110019* ('subject property').

3. Mr. S.K. Bhaduri, counsel appearing on behalf of the petitioner has drawn the attention of this Court to an order passed by this Court on 12th October, 2022, in RFA 1/2017, titled "*Delhi Development Authority vs. Aresh Kumar Maitra & Ors.*" and order dated 20th September, 2023 in



CONT.CAS(C) 912/2023, titled “*Asesh Kumar Maitra vs. Subhasish Panda*”.

4. In view of the aforesaid orders, it is submitted that DDA, with whom the petitioner has an outstanding dispute with regard to the title and ownership of the subject property has no objection to the petitioner raising construction in the subject property at his own risk.

5. Issue notice.

6. Notice is accepted by counsel appearing on behalf of the respondent/ MCD.

7. Counter-affidavit/ Status Report, be filed within six (6) weeks.

8. Rejoinder thereto, if any, be filed within two (2) weeks thereafter.

9. List on 17th July, 2026.

AMIT BANSAL, J

MARCH 23, 2026

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