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

+ **W.P.(C) 4439/2025, CM APPL. 29579/2025**

**JAI PRAKASH**

.....Petitioner

Through: Mr. Raunak Gupta and Mr. Tushar,  
Advocates  
Mob: 8375898695  
Email: [kanthtushar2@gmail.com](mailto:kanthtushar2@gmail.com)

versus

**MUNICIPAL CORPORATION OF DELHI MCD & ORS.**

.....Respondents

Through: Ms. Kannopriya Gupta, Advocate  
Mob: 9625831196  
Email: [kannopriyagupta@gmail.com](mailto:kannopriyagupta@gmail.com)  
Mr. Rajesh Yadav, Sr. Advocate with  
Mr. V.P. Rana, Mr. Rishi Pal, Mr.  
Jatin Kumar, Mr. Shubham and Ms.  
Ishleen Kaur Ahuja, Advocates for  
Ved Pal.  
Email: [rishipala@gmail.com](mailto:rishipala@gmail.com)  
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Mr. Ajjay Aroraa, Sr. Advocate with  
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Mr. Kameshwar Nath Mishra, Sr.  
Panel Counsel with Ms. Vidya  
Mishra, Ms. Manisha, Advocates and  
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**CORAM:**

**HON'BLE MS. JUSTICE MINI PUSHKARNA**



**ORDER**

**15.05.2025**

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**CM APPL. 29579/2025**

1. The present application has been filed on behalf of the applicant, i.e., Mr. Ved Pal, seeking condonation of delay of six days in filing the counter affidavit.
2. Considering the submissions made before this Court, the aforesaid delay in filing the counter affidavit, is condoned.
3. The counter affidavit filed along with the present application is taken on record.
4. With the aforesaid directions, the present application is disposed of. .

**W.P.(C) 4439/2025**

5. Learned Senior Counsel appearing for the applicant, i.e., Mr. Ved Pal, has drawn the attention of this Court to his counter affidavit. He submits that the present writ petition raises various disputed questions of facts.
6. He further submits that the petitioner is a habitual complainant. He has drawn the attention of this Court to the table, which has been filed in the counter affidavit, showing the number of calls, which have been made on behalf of the petitioner to the police, alleging unauthorised construction and encroachment on the Gram Sabha land.
7. Learned Senior Counsel appearing for the applicant, i.e., Mr. Ved Pal, has also drawn the attention of this Court to the details of the emergency response support system with respect to the PCR calls made by the petitioner, which have been filed as *Annexure-B*, along with the counter affidavit of Mr. Ved Pal.
8. By referring to the said document, it is brought forth that the



petitioner is a habitual caller and whenever the police has visited the sites upon a call being made by the petitioner, no unauthorised construction or encroachment, was found at the site in question.

9. He also draws the attention of this Court to the affidavit of the Commissioner of Police, Delhi, which has been filed as *Annexure A-4* to his counter affidavit, to submit that the petitioner herein is part of a group, which indulges in activities of land grabbing and extortion.

10. He further relies upon the National Capital Territory of Delhi (Recognition of Property Rights of Residents in Unauthorised Colony) Act, 2019, to submit that the possession of the land by the appellant is in the extended abadi of *Aya Nagar Village, New Delhi-47*, and is in the nature of a private land and not Gram Sabha land.

11. Mr. Ajjay Aroraa, learned Senior Counsel appearing for one of the persons, whose property is mentioned in the present writ petition, submits that vague averments have been made in the present writ petition.

12. He submits that the present petition has been filed on the basis of conjectures and surmises, as the petitioner has prayed that demarcation be done first and thereafter, upon identifying the properties where alleged unauthorised construction/encroachment exists, action be taken.

13. He, thus, submits that on the basis of such vague averments, writ petition cannot be maintainable.

14. Learned counsel appearing for the MCD submits that a Status Report on their behalf has been filed yesterday, i.e., 14<sup>th</sup> may, 2025.

15. Accordingly, let the same be brought on record.

16. Learned counsel appearing for respondent no. 6, i.e., Station House Officer (“SHO”), Police Station-Vasant South, New Delhi submits that he



may be granted further time to file its Status Report.

17. This Court notes that none appears for respondent no. 2, i.e., Delhi Development Authority (“DDA”), respondent no. 3, i.e., Special Task Force (“STF”), respondent no. 4, i.e., Gram Sabha Aya Nagar through Block Development Officer (South) and Deputy Conservator of Forests, Government of NCT of Delhi.

18. Accordingly, issue Court Notice to standing counsel for DDA and Delhi Government (Civil), for appearance on the next date of hearing.

19. Let Status Reports/replies be filed by respondent nos. 2 to 6, within a period of six weeks.

20. Rejoinder thereto, if any, be filed, within a period of four weeks, thereafter.

21. At the time of filing the Status Report on behalf of respondent no. 6, i.e., SHO, Police Station – Vasant Kunj South, the credentials, as regards the petitioner, shall also be indicated.

22. Re-notify on 8<sup>th</sup> September, 2025.

**MINI PUSHKARNA, J**

**MAY 15, 2025**

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