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

+ **CONT.CAS(C) 561/2025**

SHYAM SUNDER

.....Petitioner

Through: Mr. Ninad Dogra, Advocate.
versus

ASHWANI KUMAR & ORS.

.....Respondent

Through: Mr. Chetan Sharma, Advocate for
MCD.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **15.04.2025**

CM APPL. 21456/2025 (Exemption)

1. Allowed, subject to all just exceptions.
2. Application is accordingly disposed of.

CONT.CAS(C) 561/2025

1. This petition has been filed alleging wilful disobedience of order dated 06th May 2024 passed in ***W.P. (C) 6398/2024***.
2. The relevant portions of the said order are as under:

1. The present petition raises a grievance as regards alleged unauthorized construction in the back portion of the property bearing no.513, Gurudwara Road, Village Khairpur, Kotla Mubarakpur, New Delhi-110003.

2. Learned counsel for the MCD, who appears on advance notice submits that the property in question shall be inspected within a period of one week from today and if any unauthorized construction is found to be subsisting therein, steps shall be taken to remove the same in accordance



with law. Further, if any unauthorized construction is currently ongoing, urgent steps shall be taken to bring the same to an immediate halt in accordance with law.

3. Needless to say, the above will be subject to the statutory rights and remedies of the owner/occupier of the property in question.

4. In view of the aforesaid, learned counsel for the petitioner does not wish to press the present petition at this stage and the same is accordingly disposed of.

3. Counsel for MCD appears and states that the property had been booked and demolition action was scheduled for tomorrow i.e. 16th April 2025, however, due to lack of police force, they will be unable to take action; the same has been re-scheduled for 06th May 2025.

4. SHO of the local jurisdiction where the property is located is directed to ensure that MCD has adequate police force in support of the demolition action which is fixed for 06th May 2025.

5. Matter be listed for 'compliance' on 21st May 2025.

6. Order be uploaded on the website of this Court.

ANISH DAYAL, J

APRIL 15, 2025/RK/kp