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

+ W.P.(C) 5149/2025 & CM APPL. 23448/2025

HASAN MOHD

.....Petitioner

Through: Mr. Amit Chadha, Sr. Adv. with Mr. Sanjog Singh, Mr. Harjas Singh Chhatwal, Mr. Saarthak Sethi and Mr. Viplav Yadav, Advs.
M: 8800580700

versus

THE COMMISSIONER MUNICIPAL CORPORATION OF DELHI
AND ORS.

.....Respondents

Through: Mr. Jai Wadhwa, ASC for R-1 and 2.
M: 9999551116
Mr. Anshuman, SPC with Mr. Piyush Ahluwalia, Adv. for R-3
M: 9818571429
Email:
advocateanshuman1458@gmail.com

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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23.04.2025

CM APPL. 23448/2025 (For Exemption)

1. Exemption allowed, subject to all just exceptions.
2. Application is disposed of.

W.P.(C) 5149/2025

3. The present writ petition has been filed seeking directions for restraining and removal of the illegal and unauthorized



No. 123/4, 156/25, 156/27, 113/8, 113/12 and 113/13), near Sky Mansion, Phirni Road, First Avenue, Chandan Holla, New Delhi-110074.

4. Learned Senior Counsel appearing for the petitioner draws the attention of this Court to the Restraintment Order dated 25th October, 2021, issued by the Office of the Sub-Divisional Magistrate (Mehrauli), with respect to restraining the unauthorized construction in the aforesaid area.

5. It is submitted that despite the aforesaid Restraintment Order, the unauthorized construction is still being carried out.

6. Accordingly, issue notice. Notice is accepted by learned counsel appearing for respondent nos. 1 to 3.

7. Issue notice to respondent nos. 4 and 5 by all modes, upon filing of process fee.

8. Learned counsel appearing for respondent nos. 1 and 2 submits that the unauthorized construction in the property has already been booked, and that requisite action shall be taken, in accordance with law.

9. He further submits that sealing proceedings have already been initiated.

10. Accordingly, let Status Report/replies by filed by the respondents within a period of four weeks.

11. Rejoinder thereto, if any, within two weeks, thereafter.

12. In the meanwhile, the respondent nos. 1 to 3 shall ensure that no unauthorized construction, is carried out in the land in question.

13. Re-notify on 31st July, 2025.

MINI PUSHKARNA, J

APRIL 23, 2025/kr