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

+ **W.P.(C) 655/2016**

RAKESH KUMAR GUPTA Petitioner

Through: Mr. Samit Khosla, Advocate for
petitioner No.1

Mr. Lalit Anand, Advocate for petitioner No.2

versus

NORTH DELHI MUNICIPAL CORPORATION AND ANR

..... Respondents

Through: Mr. Ajay Aroraa, Standing Counsel for
MCD with Mr. Kapil Dutta and Mr. Anuj
Bhargava, Advocates

Mr. Lalit Gupta and Mr. Siddharth Arora,
Advocates for respondent No.2

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

% **17.02.2023**

CM APPL. 50278/2022 (Impleadment)

1. By way of the present application filed under Order 1 Rule 10 read with Section 151 CPC, the applicant, who claims to be a tenant in respect of *one shop at ground floor in property No.1403, Khasra No.842, Block-D, Gali No.22, Naiwala, Karol Bagh, New Delhi-110005*, seeks impleadment as petitioner No.2 in the present petition.
2. Learned counsel for the applicant submits that the applicant claims to have inherited the tenancy right in the aforesaid shop from his mother *Smt. Bhuri Devi*.
3. Issue notice.



4. Learned counsels appearing for the petitioner and respondent No.1, accept notice for the respective parties and submit that they have no objection to the prayer made in the present application.

5. Considering that in the petition the petitioner has assailed the order dated 14.01.2016 passed by the MCD under Section 349 of Delhi Municipal Corporation Act, 1957 on the ground that the building is in dangerous condition, as well as the reasons stated in the present application, the application is allowed and the applicant is impleaded as petitioner No.2. The rights and contentions of the parties are left open.

6. The application stands disposed of.

W.P.(C) 655/2016 and CM APPL. 552/2022

1. List for hearing on 21.07.2023.
2. In the meantime, let the amended memo of parties be filed.

MANOJ KUMAR OHRI, J

FEBRUARY 17, 2023

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