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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(C) 7190/2025 & CM APPL. 32375/2025, CM APPL.
32376/2025

KHUSHWANT SINGH AND OTHERSPetitioners

Through: Mr. Abhishek Saxena, Ms. Muskan
Varshney & Mr. Singh Nishant
Sanjay Kumar, Advs
(M: 8920906462),
Email:advahisheksaxena95@gmail.
com

versus

MUNICIPAL CORPORATION OF DELHI AND OTHERS
.....Respondents

Through: Ms. Vidhi Jain, Adv for R-1/MCD
(M: 9654454567)
Mr. Gaurav Mishra with Ms. Priyanka
Mishra, Mr. Aryan Gupta & Mr.
Ashwani Rawat, Advs for R-2
(M:9871716801), gauravmishra.
advocate@gmail.com
Mr. Anubhav Gupta, Panel Counsel
(Civil) of GNCTD for R-6
(M:9910523535)Advanubhav
94@gmail.com.

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER
26.05.2025

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CM APPL. 32376/2025 (Exemption)

1. Allowed, subject to all just exceptions.



2. The application stands disposed of.

W.P.(C) 7190/2025 & CM APPL. 32375/2025 (stay)

3. The present writ petition has been filed for issuing appropriate directions to the respondents to stop illegal construction/installation of the roof top mobile tower being installed by respondent nos. 4 and 5, at property bearing No. B-16, Gurudwara Road, Keshav Nagar, Imbrahimpur, Delhi-110036.

4. Learned counsel appearing for the petitioner submits that the respondents have started the illegal erection of the mobile tower without taking the consent of the residents living in the area in question. It is submitted that the respondent nos. 4 and 5 have taken permission from the respondent no.1-Municipal Corporation of Delhi ("MCD"), without surveying the property in question, as there are several houses existing in the vicinity.

5. Issue notice. Notice is accepted by learned counsel appearing for respondent nos. 1, 2 and 6.

6. Issue notice to respondent nos. 3 to 5 by all permissible modes, upon filing of the requisite process fee.

7. Learned counsel appearing for respondent no. 1/MCD submits that due permission has been granted to respondent no.3-M/s Indus Tower Limited, on the basis of which, the installation of the tower is being undertaken.

8. Let reply be filed by the respondents within a period of four weeks, from today. Rejoinder thereto, if any, be filed within two weeks, thereafter.

9. In the reply, the MCD may ascertain as to whether the permission granted by the MCD for installation of tower in question, is in accordance



with law.

10. MCD may also inspect the area to ascertain the number of mobile towers, which have already been installed in the vicinity of the area.

11. Re-notify on 08th August, 2025.

MINI PUSHKARNA, J

MAY 26, 2025

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