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

+ **CONT.CAS(C) 834/2020**

SH. HIMANSHU

..... Petitioner

Through: None

versus

DR. DILRAJ KAUR COMMISSIONER EDMC

..... Respondent

Through: Mr. Mukesh Gupta, Advocate

Mr. S.L. Meenu, AE (MCD)

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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19.01.2023

CM APPL. 32654/2020 (for exemption)

Allowed, subject to all just exceptions.

Accordingly, this application is disposed of.

CONT.CAS(C) 834/2020

1. None appears for the Petitioner.
2. Learned counsel for the Respondent states that the subject matter of the contempt petition are three properties which are as under: -
 - a) Property/Plot, adjoining to the Plot No. B-14 (A to Z Medical Store), Opposite Goyal medical Store, Main Loni Road, Delhi-32 ('Plot No. B-14');
 - b) Property/plot, adjoining to the Plot No. B-15, (Maa Durga Telecom), West Jyoti Nagar, Loni Road, Delhi-32 ('Plot No. B-15'); and
 - c) Property/plot bearing no. C-73, (Area 200 Sq. Yds. Approx.) Gali No. 7, West Jyoti Nagar Extension, Delhi ('Plot No. C-73');



3. He states that with respect to Plot No. B-14, the said property is not actionable, as it is an old pre-existing construction. No further steps can be taken with respect to this property.
4. He states that with respect to Plot No. B-15, there was an interim order of ATMCD operating in favour of the owner of the said building. He states that an appeal had been filed. He states that the appeal has since been allowed and there are directions issued to Respondent in the final order.
 - a) He states that the Respondent are taking steps in accordance with the final order passed by the ATMCD. He states prior to the stay order granted by ATMCD, Respondent had issued a sealing order and demolition order *qua* the 2nd floor and the 3rd floor of the said property.
5. He states that with respect to Plot No. C-73, there is a sanctioned plan for the said property, however, there were deviations in the said property. Accordingly, the said property was booked and, thereafter, demolition order and sealing order has been passed. He states that on a recent inspection, seals have been found tampered with and steps have been taken to re-seal the property, on instructions of Assistant Engineer.
6. He states that all pending steps with respect to Plot No. B-15 and Plot No. C-73 shall be concluded on or before 28.02.2023.
7. The Respondent is directed to file a fresh status report, indicating all steps taken until 28.02.2023, at least two weeks before the next date of hearing.
8. List on 10.04.2023.

MANMEET PRITAM SINGH ARORA, J

JANUARY 19, 2023/rhc