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

+ W.P.(C) 8421/2025 & CM APPL. 36649/2025, CM APPL. 36650/2025, CM APPL. 41489/2025

MEENA PANDIT

.....Petitioner

Through: Mr. Akshit Sachdeva, Mr. Yatender Rawat & Mr. Arun Kumar, Advs.

versus

REGISTRAR OF COOPERATIVE SOCIETIES & ORS.

.....Respondents

Through: Mr. Manashwy Jha, Panel Counsel (Civil) with Mr. Kshitiz Rai, Adv. for R-1.

Mr. Tushar Sannu, Standing Counsel for MCD with Ms. Ishika Jain, Mr. Navnit, Adv. with Mr. S.L. Bairwa, SE; Mr. Mukesh Meena, EE(B); & Mr. Ravinder Kumar, AE(B)/MCD. Mr. Vinod Zutshi, Adv. for R-3.

CORAM:

HON'BLE MR. JUSTICE NITIN WASUDEO SAMBRE

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

11.08.2025

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1. Learned Standing Counsel for the respondent-Municipal Corporation of Delhi (**'MCD'**) along with *Mr. Manashwy Jha*, Panel Counsel (Civil), has tried to impress upon the Court that since the area in question, where the prayer for removal of unauthorised structure is made, falls within the ambit of Delhi Development Authority (**'DDA'**), it is DDA alone that shall have



jurisdiction/control over the area. It is the duty of DDA to take recourse to the appropriate remedy under *Delhi Development Act, 1957*, under which it was statutorily created.

2. Upon perusal of the scheme of both these acts, which were enacted in 1957, i.e. the *Delhi Municipal Corporation Act* and the *Delhi Development Authority Act*, it gives us a *prima facie* impression that the *Municipal Corporation* would not lose its control over the area which is undertaken for planned and regular development, with its consent, by DDA.

3. Just because DDA is armed with the powers under the Act to proceed with the planned development, we are of the view that the other strategic controls as are provided under the *Delhi Municipal Corporation Act, 1957*, will not cease to operate.

4. Learned counsel for respondents-Corporation has further submitted that it is pursuant to order of the Apex Court that *Special Task Force* was constituted to avoid the conflicting and overlapping interests between the planning authorities, and the areas are notified to be dealt with pursuant to the orders of the Apex Court. They intend to place on record a detailed affidavit of the *Commissioner, MCD*, in support of the aforesaid contentions within a period of one week from today.

5. As suggested by learned counsel for respondent-Corporation, we grant leave to amend the petition to add DDA as a respondent. Amendment to be carried out during the course of the day.

6. Issue notice to DDA.

7. *Mr. Tushar Sannu*, learned Standing Counsel for MCD, assures that he shall be instructing DDA to enter appearance and to file status report.



8. List on 20th August 2025.
9. Order be uploaded on the website of this Court.

NITIN WASUDEO SAMBRE, J

ANISH DAYAL, J

AUGUST 11, 2025
ab/bp