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

+ **W.P.(C) 8446/2025**

ANITA VASHISHT

.....Petitioner

Through: Mr. J.C. Mahindro and Mr. Jasmeet
Singh, Advocates.

versus

**MUNICIPAL CORPORATION OF DELHI, SERVICE TO BE
EFFECTED THROUGH ITS COMMISSIONER & ORS.**

.....Respondents

Through: Mr. Manoj K. Sharma, ASC for R-
1/MCD.
Mr. N.S. Dalal, Advocate for R-4.

CORAM:

HON'BLE MR. JUSTICE RAJNEESH KUMAR GUPTA

ORDER

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16.06.2025

CM APPL. 36748/2025 (for exemption)

1. Allowed, subject to all just exceptions. Application is disposed of.

W.P.(C) 8446/2025 & CM APPL. 36749/2025 (for interim directions)

2. The present petition has been filed by the Petitioner – Anita Vashisht
under Article 226 of the Constitution of India seeking the following reliefs :-

*“It is therefore respectfully prayed that a Writ of Mandamus be
issued directing the Officials of the Respondent No.1 to take
immediate Action for carrying out the demolition of the illegal and
unauthorized construction booked by them through Show Cause
Notice dated 23.11.2012 and for which demolition order was
issued on 28.12.2012 and also to restrain the Respondents from
demolishing the portion of the Roof leading to the portion where
the Lift was to be installed, including the slab made for the*



installation of the lift, and from raising any further unauthorized and illegal constructions/coverage/alteration in the said portion or elsewhere in the property or from doing any act which would obstruct the restoration of the staircase to its original condition, and further restrain the respondents from causing any encroachment or interference with the portion of the Petitioner and with the common/open-areas and to bring the property to its original position as per the Sanctioned Plan of the Suit Property bearing No. H-160, Ashok Vihar, Phase-I, New Delhi-110052 and any other further order or direction which this Hon'ble Court deems fit and proper be also issued in favour of the Petitioner and against the Respondents in the peculiar facts and circumstances of this case."

3. Mr. Manoj K. Sharma, Id. ASC for Respondent No.1/ MCD and Mr. N.S. Dalal, Id. Counsel for Respondent No.4 have entered appearance on advance notice.
4. Let fresh notice be issued to Respondent Nos. 2, 3, 5, 6 and 7 through all permissible modes, returnable on the next date.
5. Let counter affidavit be filed on behalf of the Respondent Nos. 1 and 4 within a period of two weeks.
6. Put up on 4th July, 2025 before the Roster Bench.

**RAJNEESH KUMAR GUPTA, J
(VACATION JUDGE)**

JUNE 16, 2025/nd