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

+ **W.P.(C) 15332/2022**

BRAHMPAL

..... Petitioner

Through: Mr. Ravi Kant Kaushal, Advocate.

versus

THE MUNICIPAL CORPORATION OF DELHI AND

ORS.

..... Respondents

Through: Mr. Shivashish Gunwal, Advocate for
respondent No.1.

Mr. Santosh Kumar Tripathi,
Standing Counsel with Mr. Arun
Panwar, Advocate for respondent No.
2 along with SI Deepak Sahu, P.S.
Pul Prahladpur.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

% **09.11.2022**

CM APPL. 47611/2022

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

W.P.(C) 15332/2022 and CM APPL. 47610/2022

1. By way of present petition filed under Article 227 of the Constitution of India, the petitioner seeks directions to respondent Nos. 1 and 2 against the illegal and unauthorised construction stated to be carried out by respondent No. 3 at *Plot bearing No. RZA-59, Gali No. 13, (CORNER PLOT), Pul Prahladpur, New Delhi – 110044* (hereinafter referred to as the 'subject property').
2. Mr. Ravi Kant Kaushal, learned counsel appearing for the petitioner



submits that the petitioner is a resident of the plot adjacent to the subject property and seeks some time to place on record the residential proof. Let the same be placed on record before the next date of hearing. Learned counsel submits that in spite of various complaints made to the concerned departments, no action has been taken by the respondent Nos. 1 and 2.

3. Issue notice.

4. Mr. Shivashish Gunwal, learned counsel appearing for respondent No.1/Corporation accepts notice and, on instructions, submits that unauthorised construction at the subject property has already been booked on 01.11.2022 and a work stop notice has also been sent to the concerned department. He seeks some time to file Status Report /Action Taken Report in this regard. Let the same be filed before the next date of hearing.

5. Mr. Santosh Kumar Tripathi, learned Standing Counsel for respondent No.2 accepts notice.

6. On petitioner taking steps notice be issued to respondent No. 3 through all permissible modes, returnable on 11.04.2023.

7. In the meantime, respondent No.1/Corporation shall ensure that no further construction is carried out at the subject property except in accordance with law.

MANOJ KUMAR OHRI, J

NOVEMBER 9, 2022

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