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

\+ W.P.(C) 14339/2023

SH. DHARMENDER KUMAR & ORS. .....Petitioners

Through: Mr. VP Rana and Mr. Aviral Jain, Advocates.

versus

GOVT. OF NCT OF DELHI & ORS. .....Respondents

Through: Ms. Arunima Dwivedi, ASC for MCD with Ms. Himanshi Singh and Ms. Monalisa Pradhan, Advocates. Mr. Tushar Sannu, Mr. Praveen Bansal and Ms. Payal Rajput, Advocates for GNCTD.

CORAM:
HON'BLE MR. JUSTICE SANJEEV NARULA

O R D E R

% 11.03.2026

CM APPL. 14859/2026 (for early hearing)

1. For the grounds and reasons stated in the application, the same is allowed and the writ petition is called on board beard today itself with the consent of the counsel for the parties.

2. The application is disposed of.

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3. This writ petition seeks directions to the Respondents for removal of encroachments from the passages on both sides of Plot Nos. 106/224, 225 and 226, situated in extended Lal Dora, Village Khera Kalan, Delhi.

4. The Petitioners allege encroachments on a public path which, according to the Petitioners, has been earmarked by Respondent No. 2 pursuant to the scheme of consolidation dated 18th June, 1999 under the

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provisions of the East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948. The Petitioners further state that the land in question stands urbanised and that the MCD is now the responsible authority to examine the issue of unauthorised encroachments.

5. In this regard, it must be noted that a Special Task Force,[1] headed by the Vice Chairman of the Delhi Development Authority, has been constituted as the nodal agency for dealing with issues pertaining to land encroachment. In such circumstances, in light of the judgments of the Division Bench of this Court in ***Devender v. GNCTD***[2] and ***Himanshu v. East Delhi Municipal Corporation and Anr.***,[3] the Petitioners must, at the first instance, approach the STF raising their grievances.

6. Accordingly, the present petition is disposed of with a direction that the petition be treated as a representation to the STF, which shall take action thereon expeditiously, in accordance with law.

7. This Court has not examined the rival contentions of the parties nor expressed any opinion as to whether there is indeed any encroachment as alleged by the Petitioners. All such aspects shall be examined by the STF, in accordance with law.

8. With the above direction, the petition is disposed of.

SANJEEV NARULA, J

MARCH 11, 2026/*nk*

[1] "STF"
[2] W.P.(C) 1807/2018, decided on 20th September, 2018.
[3] W.P.(C) 8104/2022, decided on 31st July, 2023.

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