



\$~6(SDB)

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

+ **W.P.(C) 10480/2024 & CM APPL. 43099/2024**

AMITA SACHDEVA & ANR.

.....Petitioners

Through: Mr. Yadavendra Singh, Adv. along
with Petitioner.

versus

GOVT OF NCT OF DELHI & ORS.

.....Respondents

Through: Mr Tushar Sannu, Mrs Rajbala,
Vaibhav Tripathi, Ms Payal Rajput,
Advs. (M:9911991166)
Mr.. Siddhant Nath (Standing Counsel
MCD), Ms. Bhavishya Makhija,
Amaan Khan, Adv.
Ms. Latika Malohtra, Adv. for DDA.
Mobile No. 9811895162.
Ms. Urvi Mohan, Adv.
Mr. Bhagvan Swaroop Shukla, CGSC
with Mr. D. Tripathi, Adv.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **28.03.2026**

1. This hearing has been done through hybrid mode.
2. Vide order dated 17th December, 2025, this Court directed as under:

*“3. Ld. Counsel appearing for the Municipal Corporation of Delhi (hereinafter, 'MCD') submits that various directions were passed in this matter in the year 2024 and after co-ordinating with the concerned Residents Welfare Association (hereinafter, 'RWA') pumps were installed in order to ensure that there is no waterlogging in the area.
4. Pursuant thereto, this year i.e., 2025 there are no complaints of waterlogging in the Malviya Nagar area.*



Let an affidavit to this effect or a status report be placed by MCD on record by the next date of hearing.

5. In addition, let Court notice be issued to the Petitioner, who is a lawyer whose office was flooded and files were destroyed due to waterlogging, so that she can also confirm the position as to whether there was any waterlogging during the present monsoons in 2025 or not.”

3. Today, an affidavit has been handed over by the Id. Counsel for the Municipal Corporation of Delhi (hereinafter, ‘MCD’) again stating that temporary pumps are installed for removing water which is collected in the Malviya Nagar area during rains. The photographs which are annexed with the affidavit in fact shows that the colony does get submerged during rains. The sketch which has been placed on record shows that the main drain is a drain maintained by the Public Works Department (hereinafter, ‘PWD’).

4. Accordingly, Ms. Urvi Mohan, Id. Counsel appearing for the Government of National Capital Territory of Delhi (hereinafter, ‘GNCTD’) is requested to accept notice for the PWD and it is directed that the MCD and the PWD shall together carry out the desilting of the entire Malviya Nagar area including of the main drain so that in the forthcoming rains there is no waterlogging in the said area. It is directed that mechanised desilting shall be carried out in the Malviya Nagar area by the concerned agencies on a regular basis.

5. The affidavit of the MCD also highlights that the MCD has suggested construction of a bigger drain, however, the Residents Welfare Association (hereinafter, ‘RWA’) has objected the same on the ground that the parking of the vehicles of the residents will be difficult and movement of the traffic will be affected.



6. Insofar as parking of vehicles is concerned, the expansion of the drain cannot be stopped on the ground of parking of vehicles. Accordingly, a meeting shall be held with the President and the Secretary of the RWA, Executive Engineer, Maintenance II, South Zone, MCD as also any other responsible officer of the PWD by the next date of hearing. In addition, in the said meeting, the Councillor, MCD, Malviya Nagar, shall also be present and shall enable the parties to arrive at a consensus.
7. Let the MCD and the PWD file a joint status report by the next date of hearing regarding the following aspects:
 - Desilting work undertaken;
 - The decision taken in the meeting with the RWA; and
 - Status of the expansion of the drain, if any.
8. For the sake of quick adjudication, Jagriti Welfare Residents Association, N-15 to N-26, Malviya Nagar-110017 is impleaded as Respondent No. 6 in this matter. The Jagriti Welfare Residents Association shall be served through Mr. Manoj Suri [**Mobile No.:9871975152**] by the Registry. Let Court notice be also issued to Mr. Manoj Suri by the Registry.
9. The affidavit handed over by the MCD is taken on record.
10. List on 2nd May, 2026.

PRATHIBA M. SINGH, J

MANMEET PRITAM SINGH ARORA, J

MARCH 28, 2026

dj/ck