



2023.04.16.08.34

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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 17087/2022**

NEW DELHI MUNICIPAL COUNCIL Petitioner
Through: **Ms. Puja Kalra, Advocate.**

versus

QUAMI EKTA TRUST & ORS. Respondents
Through: **Mr. Anil Soni, CGSC for respondent**
No. 3.

CORAM:
HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

% **ORDER**
15.12.2022

CM APPL. 54223/2022

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

W.P.(C) 17087/2022 and CM APPL. 54222/2022

1. By way of present petition filed under Article 226 of the Constitution of India, the petitioner seeks setting aside of the judgment dated 01.11.2022 passed by the District Judge, Patiala House Court, New Delhi in MCD Appeal No. 3/2018, whereby the petitioner's challenge to the order dated 22.02.2018 passed by the Appellate Tribunal MCD, was upheld.
2. Ms. Puja Kalra, Learned counsel for the petitioner has referred to the communication dated 21.11.2022 passed by the Monitoring Committee wherein it has been noted as under :-

“Even otherwise, Hon'ble Supreme Court of India vide order dated 13.9.2022 has constituted a Judicial Committee to look



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into the aspects of de-sealing of the properties sealed at the instance of the Monitoring Committee.”

3. Issue notice.
4. Mr. Anil Soni, learned CGSC for respondent No. 3 accepts notice.
5. On petitioner taking steps, notice be issued to respondent Nos. 1 and 2 through all permissible modes, returnable on 11.04.2023.
6. In the meantime, operation of the impugned judgment shall remain stayed till the next date of hearing.

MANOJ KUMAR OHRI, J

DECEMBER 15, 2022

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