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

+ W.P.(C) 14592/2025 & CM APPL. 59850/2025, CM APPL.
59851/2025

SH. MANOJ KUMAR AND ORS.

.....Petitioners

Through: Mr. Onkay Roy, Advocate
(M:9810229959)
Email: onkar@lcor.in

versus

GOVT. OF NCT OF DELHI & ORS.

.....Respondents

Through: Mr. Manashwy Jha, Panel Counsel-
GNCTD with Mr. Anubhav Gupta,
Advocate for R-1 and 7
(M:9013980691)

Mr. Roshan Lal Goel, Ms. Anju
Gupta, Mr. Bhuvan Goel, Advocates
for R-3/MCD (M:9654169406)

Mr. R.K. Dhawan, SC-DDA with Ms.
Nisha Dhawan, Mr. Pawan Karan
Deo, Mr. V.K. Teng, Advocates
(M:9899775330)

Email: rkdhawan9@gmail.com

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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19.09.2025

1. The present writ petition has been filed seeking directions to the respondent nos. 1 to 3 to take suitable action to stop the unauthorized and illegal construction being carried out by the private respondents, i.e., respondent nos. 4 to 6, in Gram Sabha Land of Village Pandwala Kalan.
2. Issue notice. Notice is accepted by learned counsels for respondent nos. 1 to 3.



3. Learned counsels for respondent nos. 1 to 3 submit that since it is the case of the petitioners themselves that the land in question belongs to Gram Sabha, and therefore, the Delhi Development Authority (“DDA”) and Municipal Corporation of Delhi (“MCD”) cannot take action against such properties.
4. They submit that it is not clear whether the area in question has been urbanized or is still a village area.
5. They further submit that identification of the Khasra is also not possible to be done by the DDA and MCD.
6. Considering the submissions made before this Court, the Sub Divisional Magistrate (“SDM”), Kapashera and the Station House Officer (“SHO”), Police Station Jaffarpur, are impleaded as respondent nos. 7 and 8, respectively.
7. Accordingly, issue notice to respondent nos. 4 to 8, by all modes, upon filing of the Process Fee.
8. Notice is accepted by learned counsel for Government of NCT of Delhi (“GNCTD”), who submits that he shall represent the SDM (Kapashera).
9. Let replies/Status Reports be filed by the respondents, within a period of four weeks. Rejoinder thereto, if any, be filed within a period of one week, thereafter.
10. Considering the fact that the status of the land is not clear, it is directed that the SDM (Kapashera) shall demarcate the *Khasra numbers*, as mentioned in the writ petition, wherein, unauthorized construction is stated to be existing, and being carried out.
11. The SDM (Kapashera) shall identify the unauthorized construction



being carried out with the help of the petitioners.

12. The petitioners shall cooperate with the SDM (Kapashera) in identifying the unauthorized construction, as and when, they are contacted by the concerned authority.

13. The petitioners shall be contacted by the concerned authority on the phone number of their counsel, which is reflected in today's order.

14. Further, the SHO, Police Station Jaffarpur, is directed to forthwith stop the unauthorized construction in the area in question, which is the subject matter of the present writ petition.

15. Let Amended Memo of Parties be filed by the petitioners within a period of one week from today.

16. In case, the village in question is urbanized, the statutory authorities shall assist the SDM (Kapashera) with regard to any action that is to be taken against the unauthorized construction.

17. Re-notify on 18th December, 2025.

MINI PUSHKARNA, J

SEPTEMBER 19, 2025/au