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

CM APPL. 8011/2026 & CM APPL. 8021/2026

IN

+ W.P.(C) 15666/2025

SHRI GULSHAN RAI KHANNAPetitioner

Through: Mr. Kushagra Kumar and Mr. Milind
Awasthi, Advocates.

versus

MUNICIPAL CORPORATION OF DELHI
& ORS.

.....Respondents

Through: Mr. Dheeraj Singh and Mr. Tushar
Jaiswal, Advocates for MCD.
Vrinda Kappor, Saumya Soni and
Vishal Vaid, Advocates for R-3.
Mr. Jeevesh Nagrath, Sr. Advocate
with Ms. Kirti Mewar, Mr. Arjun
Gaur, advocates for the applicant

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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05.02.2026

CM APPL. 8011/2026 & CM APPL. 8021/2026

1. These applications have been filed on behalf of the applicant, Mr. Manish Gupta, who is stated to be the owner of Flat No.5 in front of portion of the second floor and also the terrace of the subject property i.e. N-107, Greater Kailash, New Delhi - 110048.
2. It is stated that pursuant to the order passed by this Court on 13th October, 2025, MCD has scheduled demolition action on various floors of



the subject property on 6th February, 2026. In the status report filed on behalf of the respondent/MCD, it has been stated that over the terrace of second floor, two servant rooms that were demolished earlier by the MCD have been restored.

3. The status report has been handed over in Court and the same is taken on record.

4. Mr. Nagrath, senior counsel appearing on behalf of the applicant, on instructions, submits that one of the servant rooms that was restored belongs to the applicant. He further submits that the applicant is willing to demolish the same on his own.

5. In the event the aforesaid servant room is not demolished by the applicant within three (3) days, the respondent/MCD shall be free to demolish the same. Insofar as any other deviations that are found in the property of the applicant *i.e.* Flat No.5 in front of portion of the second floor and the terrace of the subject property being N-107, Greater Kailash, New Delhi - 110048, the same would be reported to this Court by way of filing a fresh status report within two (2) weeks from today

6. It is made clear that there is no impediment in the way of respondent/MCD in taking the proposed action planned for 6th February, 2026 *qua* the unauthorised construction carried out in rest of the subject property.

7. List on 21st February, 2026.

AMIT BANSAL, J

FEBRUARY 5, 2026

Vivek/-