

**Anita Sharma and another versus M.C. Shimla and others**

**CWP No.887 of 2025**

**01.04.2026**

Present: Mr. Bhupinder Gupta, Senior Advocate with Mr. Janesh Gupta, Advocate, for petitioners.

Mr. Mukul Sood, Advocate, for respondents.

Heard for sometime. For the purpose of this order, without giving previous factual history of the case suffice to observe that respondent No.3- Architect Planner, Municipal Corporation, Shimla approved revised plan of petitioner on 22.07.2024 (Annexure P-14). Petitioner was directed to pay compounding fee of ₹42,577/- towards certain deviations. The petitioner is stated to have deposited compounding fee as directed in the office letter dated 22.07.2024 approving her revised plan. Copy of sanction plan so approved is at Annexure P-15. Grievances of the petitioner emanate from Annexure P-16 dated 04.10.2024 issued by Member Secretary, Single Umbrella Committee– Architect Planner, M.C. Shimla. It appears that taking note of pendency of the case in the Court of Commissioner, M.C., Shimla, the Member Secretary made observation in the office communication about need for constitution of committee to verify construction of building by the petitioner as per approved plan and that the previous approval granted on 22.07.2024 will be kept in abeyance.

Learned Senior Counsel for the petitioner submitted that the construction of petitioner's building is in accordance with sanctioned plan and that but for the approved construction, remaining area of the building is closed.

In the given facts and circumstances, taking into consideration, the approval already granted by respondent No.3 to the petitioner on 22.07.2024 which appears to have been acted upon the petitioner, it will be appropriate to direct the respondent- M.C. Shimla to carry out fresh inspection of the petitioner's premises through respondent No.3 in presence of all stakeholders to verify whether the construction has been carried out in accordance with sanctioned plan. It is however made clear that while carrying out the inspection, walls will not be broken. Inspection be carried out with due & timely intimation to the petitioner. This proposal is accepted to learned counsel for the respondents. Inspection report be submitted by the next date.

List on 12.05.2026.

**Jyotsna Rewal Dua**  
**Judge**

**April 01, 2026**  
*(yogesh)*