

A.No. 336/24

**20.05.2024**

Present : Sh. Ankush Narang, Ld counsel for the appellant.  
Ms. Bhavya Chauhan, Ld counsel for the respondent.  
Memo of Appearance filed. Same is taken on record.

Record has already been filed.

Respondent has not filed status report. Same be filed on the next date of hearing.

Respondent shall carry out inspection of the flat in question and give detail of the total covered area of the flat in question, along with photographs.

The concerned AE(B) shall also remain present in person on the next date of hearing.

Put up for filing status report and presence of AE(B) as well as for disposal of this appeal on 22.08.2024.

Interim orders, if any, to continue till the next date of hearing.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 476/17 & 510/17

**20.05.2024**

Present : Ms. Meenakshi Kalra, Ld counsel for the appellant.  
Sh. H.R. Aggarwal, Ld counsel for the respondent. (in  
appeal no. 476/17).  
Sh. Ashutosh Gupta, Ld counsel for the respondent.  
(in appeal no. 510/17).  
Sh. Jaspal Singh, Ld. counsel for the intervener.

Original record has been submitted on 04.01.2024.  
Ld. counsel for the appellant submits that she may be  
given some time to inspect the record.  
Let her do so.  
Put up for disposal of this appeal on 22.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 461/17 & 500/17

**20.05.2024**

Present : Sh. Jaspal Singh, Ld counsel for the appellant.  
Sh. H.R. Aggarwal, Ld counsel for the respondent.  
Ms. Meenakshi Kalra, Ld. counsel for the intervener.

Put up with connected case on 22.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 04/23(M) & 05/23(M)

**20.05.2024**

Present :

Sh. Vishvender Verma, Ld counsel for the applicant / appellant, joined through V.C. along with Ms. Nivedita Kumari, Ld. counsel present in the Court.

Sh. K.D. Sharma, Ld counsel for non-applicant / respondent no. 3 / DDA.

Sh. Jasman Singh Sethi, Ld counsel for non-applicant / respondents no. 4 and 5.

None for non-applicant / respondent no. 6.

Ld. counsel for the NDMC has already filed reply to the application for restoration of appeal, copy of which has been supplied to Ld. counsel of applicant / appellant, present in the Court.

Applicant / appellant has not filed any application for condonation of delay despite directions.

Ld. counsel for the applicant / appellant submits that they shall file the application within 2 days. Advance copy of the application for condonation of delay be supplied to Ld. counsels of non-applicants / respondents, who shall file reply to the same before the next date of hearing.

Put up for filing application, its reply as well as for disposal of pending application on 20.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 342/23

**20.05.2024**

Present : Appellant no. 2 in person.  
Ms. Renu Soni, Nodal Officer on behalf of the respondent.

Reply to the application for additional documents filed on record. Copy of same has not been supplied to Ld. counsel of appellant.

Respondent is directed to supply copy of reply to Ld. counsel of appellant.

It is pointed out by appellant no. 2 that their counsel has since died. A request for adjournment is prayed for engaging a new counsel. On request, matter is adjourned.

Re-notify for disposal of pending applications as well as appeal on 22.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 892/18 & 893/18

**20.05.2024**

Present : Sh. Ashutosh Gupta, Ld counsel for the appellant along with Sh. Anshul Gupta, AR of the appellant, joined through V.C.

Ms. Babita, Ld. proxy counsel for the respondent.

Ld. counsel for the appellant submits that he is seeking discharge in this case as he has got the panel of NDMC.

AR of appellant, who joined through V.C. also submits the same thing. He seeks sometime to engage some other counsel.

Sh. Ashutosh Gupta, Advocate, present in the Court is discharged as counsel of the appellant in this case.

The appellant is granted one last opportunity to bring a counsel for advancing arguments on the next date of hearing.

Re-notify for disposal of this appeal on 27.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 290/20, 291/20 & 394/20

**20.05.2024**

Present : Ms. Vaishali Gupta, Ld. proxy counsel for the appellant.

Sh. Pritish Sabharwal, Ld counsel for the respondent, joined through V.C.

Previous cost has been deposited.

Ld. counsel for the appellant is not available today.

It is pointed out that Ld. counsel for the appellant has undergone surgery, due to which he is not available today.

One opportunity is granted.

Re-notify for disposal of this appeal on 22.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 313/22

**20.05.2024**

Present : Sh. Vinod Kumar, Ld counsel for the appellant.  
Sh. Madan Sagar, Ld counsel for the respondent.

Ld. counsel for the respondent submits that the property in question was sealed on 22.02.2018 on the instructions of the Monitoring Committee and a status report in this regard has already been filed. He further submits that this Tribunal has no jurisdiction in terms of the explanation given by the Hon'ble Supreme Court of India vide order dated 11.04.2022 in case titled "M.C. Mehta Vs UOI & Ors".

As the property in question was sealed under the directions of the Monitoring Committee after 17.12.2017, therefore, appellant has to seek his redressal before the Judicial Committee constituted by the Hon'ble Supreme Court of India or before Hon'ble Supreme Court of India.

Ld. counsel for the appellant submits that he may be allowed to withdraw the present appeal with the liberty to take appropriate remedy before the Judicial Committee constituted by Hon'ble Supreme Court of India or before Hon'ble Supreme Court of India.

Separate statement of Ld. counsel of the appellant has been recorded in this regard.



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In view of the above, present appeal is dismissed as withdrawn with the liberty as prayed for.

Record of the respondent, if any, be returned along with copy of this order and appeal file be consigned to record room.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 349/24

**20.05.2024**

Fresh appeal filed. Be checked and registered.

Present : Sh. Zahid Hanief, Ld counsel for the appellant.

Issue Notice of the application for condonation of delay as well as appeal to the respondent through concerned Chief Law Officer. A.E.(B) is directed to be present with the record of the proceedings, status report and reply on next date.

Put up on 28.05.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 353/24

**20.05.2024**

Fresh appeal filed. Be checked and registered.

Present : Mohd. Naved Mian, Ld counsel for the appellant.

Issue Notice of the application for condonation of delay as well as appeal to the respondent through concerned Chief Law Officer. A.E.(B) is directed to be present with the record of the proceedings, status report and reply on next date.

Put up on 29.05.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 354/24

**20.05.2024**

Fresh appeal filed. Be checked and registered.

Present : Sh. Karan Aggarwal, Ld counsel for the appellant.

Issue Notice of the application for condonation of delay as well as appeal to the respondent through concerned Chief Law Officer. A.E.(B) is directed to be present with the record of the proceedings, status report and reply on next date.

Put up on 30.05.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 358/24

**20.05.2024**

Fresh appeal filed. Be checked and registered.

Present : Sh. Rama Shankar, Ld counsel for the appellant.

Issue Notice of application for stay as well as appeal, to the respondent through concerned Chief Law Officer. A.E.(B) is directed to be present with the record of the proceedings, status report and reply on next date.

Put up on 31.05.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 356/24

**20.05.2024**

Fresh appeal filed. Be checked and registered.

Present : Sh. Zafar Abbas, Ld counsel for the appellant.

Issue Notice of the application for condonation of delay as well as appeal to the respondent through concerned Chief Law Officer. A.E.(B) is directed to be present with the record of the proceedings, status report and reply on next date.

Put up on 27.05.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 357/24

**20.05.2024**

Fresh appeal filed. Be checked and registered.

Present : Sh. Deepak Tyagi, Ld counsel for the appellant.

Issue Notice of the application for condonation of delay as well as appeal to the respondent through concerned Chief Law Officer as well as to the private respondents, on taking steps.

A.E.(B) is directed to be present with the record of the proceedings, status report and reply on next date.

Put up on 31.05.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 326/24

**20.05.2024**

Present : Sh. Pratyush Nilotapal , Ld counsel for the appellant.  
Sh. V.K.Aggarwal, Proxy counsel for Ms. Parveen  
Sharma, Ld counsel for the respondent.

Status report has been filed, copy supplied.

Respondent is directed to carry out inspection of the property in question on 21.05.2024 at 12:00 O'clock in the presence of appellant and file status report giving the extent of construction existing at site along with photographs on the next date of hearing.

Concerned A.E.(B) is directed to remain present in person on the next date of hearing.

Renotify for filing status report and for disposal of this appeal on 30.05.2024.

Copy of order be given dasti.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**



A.No. 327/24

**20.05.2024**

Present : Sh. J.S.Kalra, Ld counsel for the appellant.  
Sh. R.K.Jain, Ld counsel for the respondent along with  
Sh. Dinesh Chand Meena, A.E.(B). File memo of  
appearance.

Status report has been filed, copy supplied.

Record has been brought, same be deposited in the  
Registry and tagged with this file.

Ld. counsel of appellant seeks some time to place on  
record documents, if any to show that the construction  
in question existing much prior 01.06.2014. Let him do  
so.

Renotify for filed documents and for disposal of appeal  
on 24.05.2024.

The date is given as per convenience of the Ld.  
counsel of appellant.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 318/24

**20.05.2024**

Present : Sh. Ashwani Kumar Bansal, Ld counsel for the appellant joined through VC.  
Ms. Bhavya Chauhan, Ld counsel for the respondent.  
File Memo of appearance. It be taken on record.

Status report has been filed, copy placed on record.  
Record has been brought, same be deposited in the Registry and tagged with this file.  
Respondent shall file reply to the application for condonation of delay before the next date of hearing.  
Ld. counsel of appellant seeks some time to place on record documents to show that the construction was existing much prior 07.02.2007. Let him do so.  
Put up for filing reply and for disposal of application as well as appeal on 18.07.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 320/24

**20.05.2024**

Present : Sh. Rohit Sharma, Ld counsel for the appellant.  
Sh. V.K.Aggarwal, Ld counsel for the respondent.  
Fresh V/N filed by Ld counsel for respondent. It be taken on record.

Appellant has supplied the copy of application for condonation of delay to the Ld. counsel of respondent, who shall file reply to the application before the next date of hearing.

Put up for filing reply and for disposal of application as well as appeal on 12.07.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 237/24

**20.05.2024**

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.  
Sh. Sheetesh Khanna, Ld. counsel for intervener.

An application under Order 1 Rule 10 CPC has been filed, copy of which has been supplied.

The appellant is directed to file reply of the application under Order 1 Rule 10 CPC before the next date of hearing.

This appeal is already listed on 03.06.2024.

No ground for early hearing is made out. Application filed by respondent for seeking early hearing is dismissed.

Put up for filing reply and disposal of all pending applications as well as on appeal on 03.06.2024 i.e. the date already fixed.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 302/24

**20.05.2024**

Present : Sh. Jai Vardhan, Ld counsel for the appellant.

Notice of this appeal has not been issued.

Ld. counsel of appellant submits that he may be allowed to withdraw the present appeal with the liberty to file fresh appeal after removing the technical defect.

Separate statement of the appellant has been recorded in this regard.

In view of the above facts and circumstances, the appeal filed by the appellant is dismissed as withdrawn with the liberty to file fresh appeal within one week.

File be consigned to record room.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 338/24 & 339/24

**20.05.2024**

Fresh appeal filed. It be checked and registered.

Present: Sh. P.K. Bhardwaj, Ld counsel for the appellant.

Issue notice of the appeal and application for condonation of delay to the respondents through concerned Chief Law Officer. AE(B) is directed to be present with the record of the proceedings, status report and reply on the next date of hearing.

Put up for arguments on 03.07.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 753/23

**20.05.2024**

Present : Sh. Dalip Rastogi, Ld counsel for the appellant.  
Sh. V.K.Aggarwal, Ld counsel for the respondent  
along with Sh. Ghanshyam Meena, A.E.(B).

Respondent has not file status report.

Ld. counsel of respondent seeks two week time to file  
status report. Let status report be filed before the next  
date of hearing.

Put up for filing status report and disposal of this  
appeal on 12.07.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 345/18

**20.05.2024**

Present : Sh. Awijit Paliwal, Ld counsel for the appellant  
alongwith Sh. Puran Singh, father of the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Ld. counsel for appellant submits that he has instructions from the father of appellant to withdraw the present appeal.

Separate statement of the Ld. counsel of appellant has been recorded in this regard.

In view of the above facts and circumstances, the appeal filed by the appellant is dismissed as withdrawn.

Record of the respondent, if any, be returned alongwith copy of this order. Appeal file be consigned to record room.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**



A.No. 374/20

**20.05.2024**

Present : Sh. Sanam Malhotra, Ld counsel for the appellant.  
Sh. Kshitiz Vats, Ld counsel for the respondent.

Verification report in terms of last order has been filed,  
copy supplied.

Ld. counsel of appellant seeks some time.

One last opportunity is granted.

Put up for disposal of this appeal on 22.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 376/20

**20.05.2024**

Present : Sh. Sanam Malhotra, Ld counsel for the appellant.  
Sh. V.K.Aggarwal, Ld counsel for the respondent.

Put up with connected appeal for disposal on  
22.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 311A/23

**20.05.2024**

Present : Sh. Sahil Khurana, Ld counsel for the appellant.  
Ms. Bhavya Chauhan, Ld counsel for the respondent.  
Sh. Abhinav Anand, proxy counsel for respondent  
No.2.

Reply to the appeal has been filed on behalf of R-2  
alongwith documents , copy supplied.

Ld. counsel of appellant has not supplied the copy of  
the application of condonation of delay to the Ld.  
counsel of respondent No.2.

Ld. counsel of appellant shall supply copy of  
application as well additional documents to Ld.  
counsel of respondent No.2 during the course of the  
day.

Respondent No.2 shall file reply of the application for  
condonation of delay before the next date of hearing.

The appellant shall also place on record the cogent  
proof to show that the construction at third floor and  
fourth floor in the property in question was raised prior  
to 07.02.2007.

Put up for filing reply, placing on record documents as  
well as for disposal of application and appeal on  
18.07.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 06/24 & 05/24

**20.05.2024**

Present : Sh. Manish Bhardwaj, Ld counsel for the appellant joined through VC alongwith Sh.Satish Chandra, Advocate present in the court.

Ms. Renu Soni, Nodal Officer, MCD.

Ld. counsel of appellant is not available.

Reply to the application of condonation of delay has also not been filed. One last and final opportunity is granted to the respondent to file reply.

Ld. counsel of appellant has placed on record copy of the order dated 01.04.2024 passed in WP (C) No.6177/2023 whereby the Hon'ble High Court has directed this Tribunal to decide this appeal a week prior to the next date of in the said writ petition, which is listed on 24.07.2024.

One last and final opportunity is granted to all the parties.

Put up for filing reply and disposal of application as well as appeal on 02.07.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 55/24 & 56/24

**20.05.2024**

Present : Sh. Manish Bhardwaj, Ld counsel for the appellant  
joined through VC alongwith Sh.Satish Chandra,  
Advocate present in the court.

Sh. Anubhav Gupta, Ld. counsel for respondent.

Reply to the application of condonation of delay filed,  
copy supplied.

Put up for disposal of the application as well as appeal  
on 02.07.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 346/23

**20.05.2024**

Present : Sh. Tushar Saini, Ld counsel for the appellant.  
Sh. H.R. Aggarwal, Ld counsel for the respondent.

Status report filed, copy supplied.

Ld. counsel for appellant submits that he has instructions to withdraw the present appeal.

Separate statement of the Ld. counsel of appellant has been recorded in this regard.

In view of the above facts and circumstances, the appeal filed by the appellant is dismissed as withdrawn.

Record of the respondent, if any, be returned alongwith copy of this order. Appeal file be consigned to record room.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 186/18

**20.05.2024**

Present : Sh. Ankit Khatri, Ld counsel for the appellant.  
Ms. Priyanka Marwah, proxy counsel for Sh. Umang Mittal, Ld counsel for the respondent.

Ld. counsel for respondent is not available due to ill health. A request for adjournment is prayed. One opportunity is granted.

Put up for disposal of application as well as appeal on 21.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 185/18,

**20.05.2024**

Present : Sh. Yashpal Sharma proxy counsel for the appellant.  
Ms. Priyanka Marwah, Ld counsel for the respondent.

Ld. counsel for appellant is not available. A request for adjournment is prayed. One opportunity is granted.

Put up for disposal of application as well as appeal on 21.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**



A.No. 184/18

**20.05.2024**

Present : Sh. Yashpal Sharma proxy counsel for the appellant.  
Ms. Priyanka Marwah, proxy counsel of Sh. Umang Mittal, Ld counsel for the respondent.

Ld. counsel for parties not available. A request for adjournment is prayed. One opportunity is granted.  
Put up for disposal of application as well as appeal on 21.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 40/24

**20.05.2024**

Present : Sh. Javed Khan , Ld counsel for the appellant.  
Sh. V.K.Aggarwal, Ld counsel for the respondent  
along with sh. P.K.Pandey, A.E.(B).

Status report has been filed, copy supplied. As per status report property in question is situated in unauthorized colony, therefore same cannot be considered for regularization.

Sh. Bhaskar Tiwari, Ld.counsel appeared on behalf of Sh. Riyasat Ali, filed an application under Order 1 Rule 10 CPC along with documents, copy supplied.

Sh. Vijay Kingar & Ms. Roop Nagpal, Ld. counsel appeared on behalf of Sh. Riyasat Ali and Md.Yunus and filed an application under Order 1 Rule 10 CPC along with documents, copy supplied.

Ld. counsel of appellant shall file reply to both the applications before the next date of hearing.

Put up for filing reply and for disposal of applications on 07.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 26/24

**20.05.2024**

Present : None for the appellant.  
Sh. S. Adil Hussain, Ld counsel for the respondent.

Status report filed.

Reply to the application for condonation of delay filed.  
Since morning despite various calls none has  
appeared on behalf of appellant.

It is 02.10 PM. Present appeal is dismissed in default.  
Record of the respondent if any be returned along with  
copy of this order and appeal file be consigned to  
record room.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 295/16

**20.05.2024**

Present : Sh. R.K. Mittal, Ld counsel for the appellant.  
Sh. V.K. Aggarwal, Ld counsel for the respondent.

Ld. counsel of appellant submits that he has now located the original allotment receipt in the name of original owner. He is directed to bring the copy of the same by the next date of hearing.

He is also directed to bring original documents i.e. GPA, sale agreement etc by the next date of hearing.

Put up for producing documents and disposal of appeal on 21.08.2024.

Interim order, if any, to continue till next date of hearing.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 471/16

**20.05.2024**

Present : Sh. R.K. Mittal, Ld counsel for the appellant.  
Sh. Avishek Kumar, Ld counsel for the respondent.

Put up for disposal of appeal alongwith connected  
appeal on 21.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 538/22 & 540/22

**20.05.2024**

Present : Sh. Sanam Malhotra, Ld counsel for the appellant.  
Sh. Ashutosh Gupta, Ld counsel for the respondent.

Appellant has not placed on record certified copy of statement as directed vide order dated 15.12.2023.

One last opportunity is granted.

Put up for filing certified copy of statement and for disposal of the appeal on 22.08.2024.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**

A.No. 223/15

**20.05.2024**

Present : Sh. Aditi Aggarwal, Ld counsel for the appellant.  
Sh. Dharamvir Gupta, Ld counsel for the respondent.

Status report was filed on the last date of hearing.

Respondent is directed to produce entire record of house tax of property bearing no.BD-32B & BD-32C before the next date of hearing.

Respondent shall file status report giving the description of construction in both the floors in square feet by the next date of hearing.

Put up for filing record and disposal of this appeal on 22.08.2024.

Copy of order be given dasti.

(PITAMBER DUTT)  
P.O : Appellate Tribunal:MCD  
**20.05.2024**