



THE COURT OF SMT. ANJU MANGLA: SUB-DIVISIONAL MAGISTRATE (RAJOURI GARDEN)
GOVERNMENT OF NCT OF DELHI
ROOM NO. 10: OLD MIDDLE SCHOOL BUILDING: RAMPURA: DELHI - 110035

Case No. 465

Under Section: 133 Cr.P.C.

State

Versus

Owner

Shiv Shakti Kali Mata Prachin Mandir,
Sabzi Mandi, Raghbir Nagar Chowk

...Respondent

ORDER

Whereas a Kalandara u/s 133 CrPC has been received vide dy. No. RG/1984 dated 27/2/2012 from SHO Rajouri Garden vide No. 473 dated 22/2/2012 that an unauthorized construction at Shiv Shakti Kali Mata Prachin Mandir, Sabzi Mandi, Raghbir Nagar Chowk is being carried out by you without obtaining any sanction/permission for the said activity from the Competent Authority

And whereas a Conditional Order dated 12/03/2012 was issued by this court directing to appear before on 21/03/2012 and in response Sh. Subhash Bhaina , Secretary of Mandir requested to adjourn the case for 28/03/2012 to file written submission and photographs but none appeared nor any written submission filed on behalf of respondent on this date.

Under the provision of Section 133 Cr.P.C. (1)(d)- any building tent or structure, or any tree is in such a condition that it is likely to fall and thereby cause injury to persons living or carrying on business in the neighborhood or passing by, and in consequence the removal, repair or support of such building, tent or structure, or the removal or support of such tree is necessary.

As per above discussion, I am satisfied that the order issued on 08/12/2011 U/S 133 Cr.P.C. (ii) requiring respondent or owner/management to completely demolish the unauthorized structure at Shiv Shakti Kali Mata Prachin Mandir, Sabzi Mandi, Raghbir Nagar Chowk is proper and reasonable. This order is made absolute on the above mentioned ground ex-parte.


Executive Engineer (Building) shall issue necessary direction to concerned AE and JE (Building) to book the property and take appropriate action (demolish/sealing of property) under the provision of Municipal Act and submit a report.

Given under my hand and seal on this 28th Day of March , 2012.

File be consigned to record room.


Owner/Occupier

Shiv Shakti Kali Mata Prachin Mandir,
Sabzi Mandi, Raghbir Nagar Chowk


(ANJU MANGLA)
Sub-Div. Magistrate (Rajouri Garden)
Convener/Chairperson of STF

Copy for necessary action and compliance to:-

1. Dy. Commissioner (West), MCD, Rajouri Garden, New Delhi,
2. ACP (Rajouri Garden/Tilak Nagar).
3. Sh. V.S Yadav, AC (West), MCD Vishal Enclave, Rajouri Garden, ND.
4. SHO (Rajouri Garden)
5. Asstt. Programmer Officer, Distt. West with the direction to upload the same on the website of DC(West), Govt. of NCT of Delhi.


(ANJU MANGLA)
Sub-Div. Magistrate (Rajouri Garden)
Convener/Chairperson of STF