



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. 373

Under Section: 133 Cr.P.C.

Niranjan Kumar Complainant
F-310 Mansarover Garden New Delhi.

Versus

Owner/Occupier Respondents
F-213 Mansarover Garden New Delhi

ORDER

Whereas a complaint has been received vide dy no. RG/13998 dated 9/12/2011 from Sh. Nirajan Kumar R/o H.No. F-310 Mansarover Garden New Delhi-15 vide their letter dated 7/11/2011 that an unauthorized construction at F-213 Mansarover Garden New Delhi is being carried out by you without obtaining any sanction/permission for the said activity from the Competent Authority

And whereas in pursuance of Preliminary Order dated 14/12/2011, Sh. Sarabjeet Singh on behalf of Sh. Gurminder Singh appeared on 12/01/2012 and requested to adjourn the case for 28/02/2012. On 28/02/2012, Sh. Gurminder Singh appeared but did not file any document and case adjourned for 06/03/2012 to file written submission, SBP and photographs of the premises but none appeared on 06/03/2012. Hence, ample opportunities were given to the respondent to present his case but he failed to do so.

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 04/10/2011 U/S 133 Cr.P.C. (ii) requiring respondent or owner/management to completely demolish the unauthorized structure at F-213, Mansarover Garden, New Delhi-15, is proper and reasonable. This order is made absolute on the above mentioned ground.

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 in r/o deviations found in r/o aforesaid property.

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

File be consigned to record room.

Owner
F-213 Mansarover Garden New Delhi



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

Copy for necessary action and compliance to:-

6. Dy. Commissioner (West), MCD, Rajouri Garden, New Delhi,
7. ACP (Rajouri Garden/Tilak Nagar).
8. Sh. V.S Yadav, AC (West), MCD Vishal Enclave, Rajouri Garden, ND.
9. SHO (Kirti Nagar)
10. 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