



IN THE COURT OF SUB DIVISIONAL MAGISTRATE (DELHI CANTT)
12/1, JAM NAGAR HOUSE, SHAHJAHAN ROAD, NEW DELHI

No. 6526-30

Case No. 09/SDM/DC/2013
Under Section 133 CrPC

Dated: 29/8/13

State

Versus

Sh. Kadir S/o Mohd. Illiyas,
R/o C-65, Gali No. 12,
East Sagar Pur, New Delhi

CONDITIONAL ORDER

By this conditional order I shall dispose off the Kalandra bearing DD No. 67 B dated 20.06.2013 received on 10.07.2013 from Police Station Sagar Pur against Sh. Kadir S/o Mohd Illiyas for causing nuisance under section 133 CrPC.

Brief facts of the case are that-A Kalandra bearing DD No. 67B dated 20.06.2013 received on 10.07.2013 in this office from Police Station – Sagar Pur, New Delhi under section – 133 of CrPC alleging therein that Sh. Kadir S/o Mohd Illiyas R/o C-65, Gali No-12, East Sagar Pur, New Delhi is running an illegal plastic toys factory without any safety measure and information / permission of civic agencies which is causing nuisance to the public/ residents.

Notices were issued to the accused. Accused as well as the Inquiry Officer, Sh. Ram Phal, HC, Police Station Sagar Pur, New Delhi in the matter was present today. Inquiry Officer confirms that the activities are still going on causing nuisance to the general public. It was accepted by the accused that the area, where he is carrying the activities, is a residential area and such activities are not permissible in the area. However, he also claims that he is carrying out the assembling of plastic goods only and no manufacturing is carried out by him. However, the Inquiry Officer refuted his claim.

Now therefore, I Pradeep Kumar SDM (Delhi Cantt) hereby direct the accused, Sh. Kadir S/o Mohd Illiyas to stop the activities being carried out at the aforesaid premises which is causing nuisance to general public as well as residents in the area.




Further, Assistant Commissioner, Factory Licensing department of West Delhi Municipal Corporation as well as S.H.O., Police Station Sagar Pur is also directed to ensure that the cause of public nuisance is removed forthwith. The compliance report will be submitted before next date of hearing.

Let a copy of this order may also be sent to Member Secretary, Delhi Pollution Control Committee for information and appropriate against the accused, if any, under relevant provisions of pollution laws.

Conditional order announced accordingly in the open court on this 26th day of August, 2013. Let the case to come up on 20.09.2013 at 3.00 PM for filing compliance of the directions as contained in this order by the accused and the concerned agencies.




(PRADEEP KUMAR)
SUB DIVISIONAL MAGISTRATE
(DELHI CANTT)

1. Sh. Kadir S/o Mohd Illiyas R/o C-65, Gali No-12, East Sagar Pur, New Delhi.
2. Deputy Commissioner(F.L), Factory Licensing Department, Municipal Corporation of Delhi, 14th Floor, Dr. Shyama Prasad Mukherjee Civic Centre, Minto Road, New Delhi-110002.
3. Member Secretary, Delhi Pollution Control Committee, Department of Environment, (Govt. of NCT of Delhi), 4th Floor, ISBT Building, Kashmere Gate, Delhi-110006.
4. S.H.O. Police Station Sagar Pur, New Delhi.
5. Assistant Programmer, O/o District Magistrate (New Delhi), 12/1, Jam Nagar House, New Delhi.