

**BEFORE HON'BLE LOKAYUKTA**  
**JUSTICE MANMOHAN SARIN**  
**COMPLAINT NO. C-1806/LOK/2012**

Inquiry under Sec.7 r/w Sec. 2 (b) of the Delhi Lokayukta & Upalokayukta Act, 1995

**In the matter of** - Complaint regarding illegal unauthorized construction and encroachment on Government land – Shri Subhash. -----**Complainant**

**Versus**

Shri Ravinder Singh @ Kaploo, Nephew of Sitting MLA, Shri Tarvinder Singh Marwah. -----**Respondent**

**And**

Inquiry in to involvement of sitting MLA, Shri Tarvinder Singh Marwah

-----**Respondent**

**Present:-**

1. Shri Bhushan Kumar, Ex. Eng (B), Central Zone, SDMC
2. Shri Vinod Kumar, AE (B), Central Zone, SDMC.
3. Mr. Zameer Ahmed, AE (Works), Div.M1, CNZ
4. Shri Lokesh Yadav, JE (Works), M-I, Central Zone.

The report filed by the Corporation officers along with photographs has been perused. The report reflects the action taken, whereby the third and fourth floor and in some cases, the second floor (wall and kitchen portion) have been demolished. While the aforesaid action reflects the beginning towards removal of encroachment and unauthorized constructions and on public land as well, yet, it leaves a lot remaining to be done.

It may be mentioned in the passing that one of the residents has filed before this Forum, copy of a communication addressed by the Joint Commissioner of Police (South Eastern Range), bearing No. 2804/SO/Jt. CP/SER/PHQ to the OSD to Lt. Governor, together with its attachments. The attachment lists fourteen complaints sent by the police during the period March to June 2012 in respect of unauthorized constructions being carried out in these buildings and particularly No. 2/53, 2/54, 2/55, 2/56, 2/57 etc.

This communication from the Jt. Commissioner of Police mentions that the construction work is being carried out by one Ravinder Marwah @ Kaplu, nephew of Shri Tarvinder Singh Marwah, MLA. A copy of this report be also provided to Mr. Bhushan Kumar, Ex. Eng (B), Central Zone, SDMC, who would by the next date ascertain what action, if any, was taken on these complaints, **and report.**

The Corporation is in the process of compiling the list of occupiers/owners. The Ex. Eng. (B), by the next date, **would give the list** of original owners, as available or gathered, and/or the current occupiers and the builders/developers, as may be ascertained by them, after enquiry and asking for documents in relation to construction. Notices have already been issued for vacation under Sec. 349 of the DMC Act to various owners/occupiers of buildings No. 2/55, 2/56, 2/57 & 2/58.

The Corporation to **review the position** regarding issuance of notices and demolition orders for these entire blocks of buildings and take necessary action wherever the notices or demolition orders have been left out.

Regarding the unauthorized construction on third and fourth floors on the originally allotted land, the Corporation should carry out its demolition programme in accordance with law, ascertaining the occupiers/owners, which have been left out. In this process, the Corporation will also **inform this Forum** of documents or evidence which comes to its knowledge regarding the involvement of Ravinder Singh @ Kaploo, and/or Shri Tarvinder Singh Marwah, MLA.

As regards the action which is required to be taken on the **unauthorized construction on encroached public land**, it should be done with promptitude as observed earlier by this Forum, so that a clear message is sent that rigours of law are not only for the common citizen but also apply with equal vigour to those who are influential or may be occupying high echelons of power.

The **Jt. Commissioner of Police (South Eastern Range)** shall **ensure** that adequate police force is provided to the Enforcement team of the Corporation for swift action.

It is hoped and expected that the Corporation, which has found for itself the existence of buildings recently constructed from basement to four floors without sanctioned plans and also constructions of similar nature on public land, will act decisively and effectively. **Report** to be filed by the next date

A **copy of this Order** be also endorsed to the Jt. Commissioner of Police (South Eastern Range).

*Resoluted on 18-03-2013  
at 2:30 pm.*

  
**(JUSTICE MANMOHAN SARIN)**

**LOKAYUKTA**