

BEFORE THE HON'BLE LOKAYUKTA
JUSTICE REVA KHETRAPAL
COMPLAINT NO. C-2285/LOK/2013

IN THE MATTER OF:

PSEUDONYMOUS COMPLAINT AGAINST SMT. POONAM BHARDWAJ,
MUNICIPAL COUNCILLOR, REGARDING ILLEGAL CONSTRUCTION

PRESENT:

1. Shri Devender Singh, Executive Engineer (Building)-I, Rohini Zone, North Delhi Municipal Corporation.
2. Shri S.K. Mishra, Executive Engineer (Building)-II, Civil Lines Zone, North Delhi Municipal Corporation.

Shri Devender Singh, Executive Engineer (Building)-I, Rohini Zone, North Delhi Municipal Corporation is present, who has submitted a status report in respect of Flat No. AA-29, Shalimar Bagh, Delhi, in continuation of the earlier status reports. It is submitted therein that the owner has applied for regularization of the existing construction on 28-06-2016, by depositing Rs. 500/- processing fees, vide G.8 No. 3315 dated 28-06-2016 which is under process.

It is further submitted by the Executive Engineer (Building)-I, Rohini Zone, on behalf of the North Delhi Municipal Corporation, that in case the said regularization application is not accepted for any reason, the demolition action taken by the North Delhi Municipal Corporation on 21-04-2016, as set out in its status report dated 27-04-2016, shall be further proceeded with for the non-compoundable deviations in respect of the aforesaid flat.

Notice issued to the Deputy Commissioner, Civil Lines Zone, North Delhi Municipal Corporation, for his personal appearance is served. An application for exemption from personal appearance is


filed on behalf of the Deputy Commissioner. Exemption granted for the reasons set out in the application. Application stands disposed of.

As per the status report filed on behalf of the Deputy Commissioner, Civil Lines Zone, North Delhi Municipal Corporation, by the Executive Engineer (B)-II, in respect of property bearing No. BA-1A, MIG Flat, Ashok Vihar, Phase-I, Delhi, the said property cannot be demolished (though demolition order stands passed on 17-06-2003) in view of the fact that the said unauthorized construction is protected till 31-12-2017 as the same is prior to the cut off date i.e. 08-08-2007 as provided under the Delhi Laws (Special Provisions) Act, 2011.

In respect of property bearing No.224-A, Block-BA, Ashok Vihar, Phase-I, Delhi, it is submitted in the status report that no such property is in existence, as from local enquiry it is revealed that there are only 59 houses/flats in existence in the BA-Block, Ashok Vihar, Phase-I, Delhi, and the said flats/houses have triple storeys, i.e. from 1A to 59-C.

In view of the aforesaid status reports filed on behalf of the North Delhi Municipal Corporation (Rohini Zone and Civil Lines Zone) and in the background of the fact that the present unsigned complaint has been pseudonymously filed by one Shri Karan Ahuja, resident of G-19, DDA Commercial Complex, Triveni, Sheikh Sarai, Phase-I, near Apeejay School, New Delhi, in an envelope which bears the name of the sender as Shri Dheeraj Kumar, resident of C-4/135, Keshavpuram, Delhi-110035, and all efforts to serve the complainant have failed, no further action on the present complaint appears to be warranted at this stage.

The complaint is accordingly dismissed. File be consigned to the record room.


(JUSTICE REVA KHETRAPAL)
LOKAYUKTA

Dated: 08-07-2016/nk