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PUBLIC GRIEVANCES COMMISSION
(Govt. of NCT of Delhi)
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Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 25.9.97

Date of hearing: 13th February, 2018

Complainant : **Sh. Hot Chand Sabhnani,**
R/o 13/10, East Patel Nagar,
New Delhi - 110008

Respondent : **Deputy Commissioner (Karol Bagh Zone),**
North DMC, Near Khalsa College,
Anand Parvat, New Delhi

Grievance No. : PGC/2017/MCD/212

Grievance filed on : 06.04.2017

First hearing in the PGC,
Scheduled on : 30.05.2017

1. Brief facts of the complaint

Sh. Hot Chand Sabhnani filed a complaint in PGC on 06.04.2017 regarding illegal and unauthorized construction work at property No. 13/10, East Patel Nagar, Delhi

2. Proceedings in the Public Grievances Commission

The PGC has convened five hearings viz. four in the Board of Chairman, PGC on 30th May, 2017, 25th July, 2017, 19th September, 2017, 21st Nov., 2017 and one in the Board of Member, PGC on 13th February, 2018. At the hearing held on 13th February, 2018 the following were present:

Complainant : Present

Respondent : Shri Jitender Kumar, AE (B), Karol Bagh Zone, North DMC

3. Relevant facts emerging during the hearing

3.1 At the last hearing held on 21st Nov. 2017, the directions of PGC were as follows :

Shri Jitender Kumar, AE (Building), Karol Bagh Zone, North DMC shall take note of the Commission's advice in para 3.4 (viz. Sh. Jitender Kumar, AE (B), Karol Bagh Zone, North

DMC is advised to file a complete report clearly specifying whether the appellant before the Appellate Tribunal, MCD has filed the requisite documents with them or not. If yes, date of application and proof of receipt shall be given to the Commission for its perusal, within a week. If they have not received the requisite papers from the Appellant within 5 days, as ordered by the Appellate Tribunal, MCD, the department is advised to initiate further necessary action as per DMC Act, 1957) of this hearing order for compliance and ensure submission of an action taken report in this regard, before the Commission in the next hearing, through a senior representative.

3.2 During the hearing on 13.02.2018 a status report was filed by Asstt. Engineer (B), Karol Bagh Zone stating that the stay order granted by ATMCD in Appeal No. 879/2017, the ATMCD has extended the interim stay till the next date of hearing and adjourned the matter to 20.04.2018.

3.3 During the discussion it emerged that the Appellate has filed the requisite papers at ATMCD within the defined time.

3.4 It was further informed by the Asstt. Engineer (B) during the hearing that as the matter is pending at ATMCD no action can be taken by the officials of Building Department, North DMC.

4. **Directions of the PGC**

4.1 AE (B), Karol Bagh Zone is advised to plead the case in the ATMCD on the next date of hearing to vacate the stay and then take action as per the DMC Act and submit an Action Taken Report on the next date of hearing.

4.2 The complainant is also advised to make himself a party in the Appeal case at ATMCD, if possible, to plead his case.


5. **Next Date of Hearing** : 01.05.2018 at 02.30 p.m.

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19/2/18


(SUDHIR YADAV)
Member (PGC)

1. Commissioner, North DMC, Dr. Shyama Prasad Mukherjee Civil Centre, Minto Road, New Delhi

2. Deputy Commissioner (Karol Bagh Zone), North DMC, Near Khalsa College, Anand Parvat, New Delhi
3. Executive Engineer (Building), Karol Bagh Zone, North DMC, Nnear Khalsa College, Anand Parvat, New Delhi
4. Sh. Hot Chand Sabhnani, 13/10, East Patel Nagar, New Delhi - 110008