

PUBLIC GRIEVANCES COMMISSION

GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI

Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 30.7.1998

Date of hearing: 26th April, 2018

Complainant : Shri Didar Singh

Respondent : Special Commissioner of Police
Delhi Police (Vigilance),PS
Barakhamba Road, New Delhi

Grievance No. : PGC/2016/DP/317
Grievance filed on : 24/10/2016
First hearing in the PGC : 29/12/2016
Scheduled on

1. Brief facts of the complaint

The complainant has alleged that he had purchased a 100 square yards plot from a property dealer Shri Surinder Kumar Prajapati for Rs. 12 lakhs in the year 2012. The plot remained unconstructed due to lack of money but he frequently visited the same. In 2016 after the death of Shri Surinder Kumar Prajapati, when he went to his plot he was shocked to see that one so called property dealer Shri Satish Chauhan was trying to build a boundary wall on his plot for which he immediately made a complaint to the police. The police turned up but instead of listening to his complaint he was misbehaved. He has further alleged that the alleged property dealer called him in his office on 20.9.2016 for a compromise in the matter. Shri Kuldeep Singh, SI /IO also came there and pressurized the complainant to write a compromise letter dictated by him. He has also alleged that the said IO was also hands in glove with the alleged property dealer in the conspiracy of illegal possession of his plot. He has requested for legal action in the matter.

2. Proceedings in the Public Grievances Commission

The PGC convened its first hearing in the complaint on 16th February, 2017, the second hearing on 13th April, 2017, the third hearing held on 20th July, 2017, the fourth hearing held on 21st September, 2017, the fifth hearing held on 15th February, 2018, the sixth hearing held on 15th March, 2018 and the seventh hearing held on 26th April, 2018, when the following were present:-

Complainant : Present
Respondent : ACP D.K. Sharma, PG/RD
PSI Kuldeep Singh, PS Swaroop Nagar
Shri Bhupendra Vohra, UDC

3. Relevant facts emerging during the hearing

An ATR has been filed by SHO/PS Swaroop Nagar, stating the following :-

- i. During enquiry statement of the complainant Didar Singh was recorded who submitted that he stands with his complaint given on 30.9.2016 and nothing to add in it and during his interview he could not produce any independent witness or any credible evidence in support of his allegation against SI Kuldeep. During enquiry it was found that on the day of

PUBLIC GRIEVANCES COMMISSION

GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI

Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 30.7.1998

allegation SI Kuldeep was gone to attend a matter in Delhi High Court and when he attend to Police Station, Didar Singh met him and asked for a blank paper accordingly. He gave a blank paper to him. Thereafter, he wrote his complaint and submitted the same to DO/PS Swaroop Nagar vide DD NO. 72-B dated 20.9.2016. His version was supported by SI Jagdeep Singh No. D-4257 of PS Swaroop Nagar, who was present there at that time. During examination Satish Chauhan was also examined who stated that he has nothing to do with the said plot as the same has been purchased by his partner Aakash Kashyap and he submitted chain of plot in question. He further stated that on humanitarian ground he advised Didar Singh to go the son of Surender Parjapati to settle his grievance. He never called Didar Singh in his office rather then he came to his office at his own wishes. During enquiry Jitender Kumar son of Surender Parjapati was also examined, who stated that he is a student and after the death of his father he runs a shop as his livelihood. His father was doing property business and during his life he visited sometime to Dedar Singh and he also bring money from him and gave to his father but he did not know about this transaction and neither aware about any plot.

- ii. During enquiry the documents submitted by Satish Chauhan the alleged person of plot NO. 32, area measuring 200 sq.yards, out of Khasra NO. 144 and 145, Village Bhalswa, Jahangirpuri now known as Vijay Chowk, Swaroop Nagar, Delhi was also checked which are as under :-

S.No.	Property Owner	Date of Purchase	Status	Status of Property
1.	Ramesh Kumar s/o Shri Ram Narain	24/5/1999	Verified	Registered
2.	Sushila Jindal w/o R.P. Jindal	04/06/1999	Verified	Registered
3.	Sudhir Yadav s/o Shri Ram Kishan Yadav	4.6.2008	Verified	Notarized

PUBLIC GRIEVANCES COMMISSION

GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI

Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 30.7.1998

4.	Vishnu Aggarwal s/o Lt. Ram Kumar Aggarwal	4.8.2008	Verified	Notarized
5.	Barey Lal s/o Shri Dhani Ram	10/4/2013	Verified	Notarized
6.	Aakash Kashyap s/o late R.N. Kashyap	5/10/2013	Verified	Notarized

However, the complainant produces only the photocopies of GPA, Agreement to sell, will and payment receipt but could not provide its complete chain. During enquiry it came into notice that on 17/12/2014, Surender Parjapati committed suicide and proceeding u/s 174 Cr.P.C. was conducted. Deceased sold many property/plots to various persons on forged papers without any right. On pressure, he committed suicide. After his death, many persons are coming forward everyday to claim plots on the area of PS Swaroop Nagar which were purchased through deceased Surender Parjapati. Thus, Surender Parjapati was not found genuine owner of such plots which he sold to complaints. However, present complainant is genuine purchaser and cheated by Surender Parjapati by giving forged and fabricated documents.

- iii. During enquiry complainant could not produce any credible witness and evidence regarding allegations leveled against SI Kuldeep Singh. Hence, in the absence of any proof/credible evidence allegations leveled by the complainant could not be substantiated. However, about the documents of the complainant it is submitted that the same has already been verified in the year-2015 and found fake. No further enquiry into the matter is pending with police presently.
- iv. Further, as per report submitted by the BDO/Alipur in Hon'ble Commission, the land in question has been vested in Gram Sabha on 9.5.2007. The possession of the land is yet to be handed over to BDO/North and presently the matter is pending with SDM/Alipur.

PUBLIC GRIEVANCES COMMISSION

GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI

Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 30.7.1998

4. Directions of PGC

As per the ATR filed by SHO/PS Swarup Nagar and BDO North, the land in question has been vested in Gram Sabha vide order dated 9.5.2001 and the matter is pending in the court of RA/SDM (MT).

The complainant is advised to take legal re-course for redressal of his grievance.

With the above advice, the Commission has decided to close the case in PGC.

(SUDHIR YADAV)
MEMBER(PGC)

Copy to:

1. The Special Commissioner of Police (Vigilance), Delhi Police, PS Barakhamba Road, New Delhi.
2. The Addl. Commissioner of Police (Vigilance), Delhi Police, Police Station Barakhamba Road, New Delhi-110001.
3. The Deputy Commissioner of Police (District North-West), Police station Ashok Vihar, New Delhi-110052
4. SDM/Model Town, Office of SDM /Model Town, Azad Puri Flyover, near NDPL officer, Azadpur, Delhi-110033.
5. SR-VIE, Office of Sub-Registrar, Libaspur, Delhi-110042
6. SR-VIA, Ambedkar Bhawan, Sector-16, Rohini, Delhi
7. BDO, BDO office Complex, opposite Shardhanand College, Alipur, Delhi-110036
8. SHO/PS Swarup Nagar, Police Station Swarup Nagar, North West District.
9. Shri Didar Singh