

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: 17th January, 2018

Complainant : Shri Khushal Singh, House NO. 6161, Floor,
Floor No. 101, Street No. 5, Block No. 1,
Dev Nagar, Karol Bagh, New Delhi-110005.

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

Grievance No. : PGC/2017/DP/255
Grievance filed on : 4/9/2017
First hearing in the PGC : 15/11/2017
Scheduled on

1. Brief facts of the complaint

The complainant has filed a complaint stating that he made a complaint to PS Prasad Nagar vide DD No. 43-B on 18th July, 2017 and again vide Dd nO. 25-B, on 12th August, 2017 at PS Prasad Nagar against Shri Kishore Kumar Rathore, habitual offender, who is continuously threatening his tenants without the fear of law and order. He met concerned police officers many times but of no avail, who are not acting due to extraneous reasons, including wife of the accused Shri Kishore Kumar Rathore is a senior police officer. (Name-Mrs. Indrawati Rathore). He also alleged that Shri Kishore Kumar Rathore (who has earlier been charged at PS Prasad Nagar, Karol Bagh of robbery/dacoity, vide DD No. 60-B at 9-55 PM on 15th July, 2017) and corroborators. But concerned police officers instead of investigating in scientific, independent investigation, they are trying to make his complaint as civil case due to extraneous pressure of police officer Smt. Indiravati Rathore. The complainant has requested to take suo moto cognizance and register a FIR against the accused persons and corroborators.

2. Proceedings in the Public Grievances Commission

The PGC convened its first hearing in the complaint on 15th November, 2017 and the second hearing held on 17th January, 2018, when the following were present:-

Complainant : Present
Respondent : Shri R.P. Saini, PG Cell/North
SI Murari Lal

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3 Relevant facts emerging during the hearing

An ATR has been sent by Shri D.K. Singh, ACP/PG Cell for DCP/Central District vide No. 9155/Complt.(C-II/KB)/C dated 27.12.2017, stating the following :-

- i. An enquiry into the complaint was got conducted through ACP/Karol Bagh. During enquiry, the complainant, alleged persons and all concerned were examined and their statements were recorded. It was revealed that the property in question is owned by Shri Tirath Ram and on 19.4.2016, he had executed a GPA in favour of his three sons namely Kishore, Parveen and Khushal (the complainant). On 3.7.2017, he had cancelled the said GPA executed in favour of Parveen and Khushal. Consequently, he was assaulted by his both sons Parveen and Khushal. On the ground floor of the property, there are 08 shops whereas the 1st, 2nd & 3rd Floor are big halls. The shops i.e. 3 & 4 is learnt to be received by Khushal and that too from 8.8.2017 onwards. The allegation of theft and trespass could not be substantiated during enquiry as there is no witness to support the allegation leveled by the complainant. Both the parties are pressurizing each other by making false complaints. Since there is property dispute among the family members, no cognizable offence made out and no more police action is warranted at this stage.

4. Directions of PGC

Since it is a property dispute among the family members, therefore, it is advised that if there is apprehension of breach of peace, preventive proceedings may be initiated against the parties as per law.

The complainant is advised that if threat is extended to him, he ^{may} make a call at No. 100 and also lodge a written complaint in local police station. On

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receiving the complaint, SHO/Prasad Nagar shall look into the complaint and take legal action.

With the boave advise, the Commission has decided to close the case in PGC.


(SUDHIR YADAV)
MEMBER(PGC)

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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 Addl. Commissioner of Police (District Central), Police Station Darya Ganj, New Delhi**
4. **SHO/PS Prasad Nagar, Police Station Prasad Nagar , Delhi.**
4. **Shri Khushal Singh, House NO. 6161, Floor NO. 101, Street No. 5, Block No. 1, Dev Nagar, Karol Bagh, New Delhi-110005.**