

PUBLIC GRIEVANCES COMMISSION
(Govt. of NCT of Delhi)
M-Block, Vikas Bhawan, IP Estate, New Delhi – 110110
Tel. No. 011-23379900, 23379901, Fax No. 011-23370903
Website : www.pgc.delhigovt.nic.in E-mail : pgcdelhi@nic.in

Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 25.9.97

Date of hearing: 24th January, 2018

Complainant : **Sh. Avtar Singh Kalkaji,**
MLA Kalkaji Vidhansabha,
421-D/5, Govindpuri, Kalkaji,
Delhi - 110019

Respondent : **Deputy Commissioner (Central Zone),**
South DMC, Near Jal Sadan,
Shiv Mandir Marg, Lajpat Nagar,
New Delhi - 110024

Grievance No. : PGC/2017/MCD/356

Grievance filed on : 28.11.2017

First hearing in the PGC,
Scheduled on : 24.01.2018

1. Brief facts of the complaint

Sh. Avtar Singh Kalkaji filed a grievance in PGC on 28.11.2017 regarding unauthorized construction and illegal boring on Plot No. 41, Okhla Industrial Area, Phase-3 which is still running and is well known by all the agencies SDMC Building Department Central Zone, Lajpat Nagar-1 / Sub District Magistrate (SDM).

2. Proceedings in the Public Grievances Commission

The PGC has convened one hearing in the Board of Member, PGC on 24th January, 2018. At the hearing held on 24th January, 2018 the following were present:

Complainant : Absent

Respondent : Sh. M. Idris Khan, AE (B) Central Zone

3. Relevant facts emerging during the hearing

3.1 During the hearing held on 24.01.2018 a report from JE (B) / AE (B), Central Zone was submitted stating that :

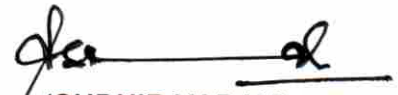
(i) That cause of complaint on the part of above named petitioner pertains to construction being carried out on plot No. 41, Okhla Industrial Area, Phase-III, which is stated to be unauthorized & illegal.

(ii) That it is respectfully submitted that it is factually incorrect that construction is absolute unauthorized. The construction is being carried out after getting the building plan sanctioned. The building plan in respect of aforesaid property was sanctioned vide File No. 42/B/HQ/SDMC/2015 dated 118.03.2016 for the construction of Industrial Building having provision of Basement-I, Basement-II, Stilt, Ground, First, Second, Third, Fourth and Fifth Floor on plot measuring 1648.78 square meters in size.

(iii) That so far construction of Basements, Stilt and Ground Floor has come up at site. During Inspection deviation against aforesaid sanctioned plan at Stilt Portion came to the Notice. The respondent / SDMC has booked the same for action u/s 343 of the DMC Act, 1957 vide File No. 25/B/UC /EE(B)-I/CNZ/2018 dated 12.01.2018. The show cause notice has been issued to the owner. Further action is under contemplation as per the provisions of DMC Act 1957. The action, if required, will be carried out after following due process of law.

4. Directions of the PGC

As per the report submitted by the AE (Central Zone), SDMC the building is being constructed as per approved site plan and the deviations found have been booked. The case is closed at the level of PGC.



(SUDHIR YADAV)
Member (PGC)

Copy to: 30405-408

2-2-18

1. Commissioner, South DMC, Dr. Shyama Prasad Mukherjee Civic Centre, Minto Road, New Delhi
2. Deputy Commissioner (Central Zone), South DMC, Near Jal Sadan, Shiv Mandir Marg, Lajpat Nagar, New Delhi – 110024
3. Assistant Engineer (Building), Central Zone, South DMC, Shiv Mandir Marg, Lajpat Nagar, New Delhi – 110024
4. Sh. Avtar Singh Kalkaji, R/o 421-D/5, Govindpuri, Kalkaji, New Delhi – 110019