

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: 7th February, 2018

Complainant : Shri Kailash Newar, Director of M/s
Solvent Extractions Pvt. Ltd. r/o 43, Sector-29, Faridabad.

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

Grievance No. : PGC/2015/DP/2055
Grievance filed on : 18/12/2015
First hearing in the PGC : 03/02/2016
Scheduled on

1. Brief facts of the complaint

The complainant has informed that he has filed a complaint at PS Paharganj on 21.10.2014 with documentary evidences and the investigation was assigned to ASI Heera Lal on 25.11.2014. ASI Heera Lal and SHO (Pharaganj) have allegedly submitted fake reports in collusion with accused persons. The complainant has also enclosed copy of several documents which were submitted by him before the DCP and other authorities concerned. Vide his letter dated 10.3.2015, in reply to the RTI application filed by the complainant, ASI Heera Lal informed that he is waiting for a reply of postal department and on receiving the reply he will initiate further action but even after lapse of 14 months no action has been initiated by the said IO. The investigation was subsequently transferred to another IO/SI Kishore Kumar who also did not take any action on the complaints of the complainant. The complainant has alleged that the enquiry officers are knowingly and willfully delaying the action on the complaint of the complainant in collusion with the alleged party.

The complainant has requested the Commission to look into the matter and direct the police authorities to register a FIR and initiate necessary legal action against the accused persons in accordance to the provisions of law.

2.Proceedings in the Public Grievances Commission

The PGC convened its first hearing in the complaint on 3rd February, 2016, the second hearing on 16th March, 2016, the third hearing on 25th May, 2016, the fourth hearing on 13th July, 2016, the fifth hearing on 17th August, 2016, the sixth hearing on 5th October, 2016, the seventh hearing on 14th December, 2016, the eighth hearing held on 22nd March, 2017, the ninth hearing held on 31st May, 2017, the tenth hearing held on 2nd August, 2017, the eleventh hearing held on 20th September, 2017, the twelfth hearing held on 22nd November, 2017 and the thirteenth hearing held on 7th February, 2018, when the following were present:-

Complainant : Present -Shri Sushil Kumar Verma on behalf of complainant
Respondent : SI Nitin, PS Paharganj
ACP Deependra Kumar Singh, PG/Central District

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ASI Phool Kumar, PS Paschim Vihar

3.. Relevant facts emerging during the hearing

An ATR has been filed by SI Nitin Nawani, PS Paharganj, stating the following :-

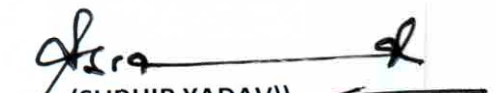
- iii. It is submitted that this Hon'ble Commission vide its Order dated 20th September, 2017 directed SHO/Paharganj to register an FIR on the complaint of Ms. Kailash Newar, the same received in this PS vide Endst. No. 1533, dated 21.10.2014 SHO/Paharganj. As per the direction of this Commission, a case vide FIR NO. 308/17 u/s 420/468/471 IPC was registered at PS Paharganj.
- iv. It is further submitted that initially the investigation of this case was handed over to DIU /Central District but latter the investigation of the case is handed over to undersigned. The investigation of the case is in initial stage and during investigation a request to supply the alleged forged documents was put up before Hon'ble DRT Court and the Hon'ble DRT court fixed 8.2.2018 for hearing. It is further submitted that the notice u/s 92 & 91 Cr.P.C. was also issued to Supdt. of Post and Commissioner of Factories respectively and the reply in this regard is still awaited."

4. Directions of PGC

It is observed that with the intervention of the Commission, the police has registered FIR in the matter, thus, the grievance of the complainant is redressed. However, IO is advised to keep the complainant informed about the progress in the matter.

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

o/c


(SUDHIR YADAV)
MEMBER(PGC)

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15/2/18

1. **The Special Commissioner of Police (Vigilance), Delhi Police, PS Barakhamba Road, New Delhi**
2. **Additional Commissioner (Vigilance), Delhi Police, PS Barakhambha Road, Connaught Place, New Delhi**
3. **DCP/Vigilance/PHQ, Delhi Police, P.S. Barakhambha Road, Connaught Place, New Delhi**
4. **The Addl. Commissioner of Police (Distt. Central) Police Station Darya Ganj, New Delhi-110002.**
5. **SHO (Paharganj), Paharganj Police Station, New Delhi-110055**
6. **Shri Kailash Newar, Director of M/s. Sarda Solvent Extractions Pvt. Ltd., r/o 43, Sector-29, Faridabad-121008.**