

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: 30th Jan, 2019

Complainant : Shri Kushal Kumar,
Respondent : Deputy Commissioner,
Nazafgarh Zone, SDMC
Grievance No. : PGC/2018/MCD/59

1. Brief facts of the complaint

Sh. Kushal Kumar has filed a grievance in PGC on 29.11.2018 regarding unauthorized sealing of his property by SDMC at Plot No. 119, Khasra No. 844, Defence Enclave, Near Mata Chowk, Main Vasant Kunj Road, Mahipalpur in the name of Guest House Tri Star and requested this Commission to do the needful.

2. Proceedings in the Public Grievances Commission

The PGC has convened two hearings in the matter so far and in the hearing held on 30.01.2019, the following are present:

Complainant : Present
Respondent : Dr. Deepak Mittal, DHO,
Sh. N.R. Meena, AE(B),

3. Relevant facts emerging during the hearing

3.1 Sh. N. R. Meena, AE(B), Nazafagarh Zone is present in the hearing and informed that the complainant has been informed about the reasons for the sealing of his property, as ordered by this Commission during the last hearing, through a Show Cause Notice. He further informed that the property has been sealed under the orders of the Monitoring Committee. As the property was sealed under the orders of the Monitoring Committee, the complainant may be advised to approach Monitoring Committee after rectifying / completing deficiencies pointed out in the Show Cause Notice.

3.2 Dr. Deepak Mittal, DHO, Nazafgarh Zone is present in the hearing and submitted that area PHI prosecuted the property under question on 15.09.18 u/s 417, 397 and 430 of DMC Act for running the trade of Guest House without Municipal Health Trade License. Subsequently, the owner of the property obtained online Health Trade License by submitting online undertaking and requisite documents. The online Health Trade License case is subjected to documents and physical verification before granting final approval. During documents verification, it was noticed that probably the site of Guest House falls in unauthorized area and hence, applicant was asked to submit proof of trade as complying with MPD-2021. As per MPD-2021, the road from Mahipalpur Red Light to Mata Chowk on Vasant Kunj Road is notified commercial and the site, in question, is beyond Mata Chowk in unauthorized area, therefore, commercial activities are not permissible on this stretch after Mata Chowk. The applicant failed to submit any document in reference to the deficiency sent online within the stipulated time period; before rejecting the online application field inspection was done and found that the premises has already been sealed by Building Department. Therefore, the online pending Health Trade License was rejected by the Public Health Department, Nazafgarh Zone.

4. Directions of the PGC :

The premises have been sealed on the directions of the Monitoring Committee by the Building Department of Nazafgarh Zone. The complainant is advised to approach the Monitoring Committee for de-sealing after completing all the deficiencies pointed out in Show Cause Notice.

With the above directions in the matter, the case stands closed at the level of PGC.

(ASHOK KUMAR)
CHAIRMAN

No. PGC/2018/MCD/59/

Dated:

Copy to:

1. S. N. R. Meena, AE(B), Nazafgarh Zone, SDMC, Main Zonal Building, First Floor, Dhansa Stand, Nazafgarh, New Delhi-110043
2. Dr. Deepak Mittal, Dy. Health Officer , Nazafgarh Zone, SDMC, Main Zonal Building, First Floor, Dhansa Stand, Nazafgarh, New Delhi-110043
3. Sh. Kushal Kumar