

**PUBLIC GRIEVANCES COMMISSION**  
(Govt. of NCT of Delhi)  
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**Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR**  
**dated 25.9.97**

Date of hearing: 07<sup>th</sup> Aug., 2019

Complainant : Sh. Sheikh Mohd. Umar,  
Respondent : Deputy Commissioner  
(Central Zone), South DMC  
Grievance No. : PGC/2019/MCD/16

**1. Brief facts of the complaint**

Sh. Sheikh Mohd. Umar has filed a grievance in PGC regarding removal / demolition of garbage room / khatta in front of Shiv Mandir, G18A, Nizamuddin West, New Delhi.

**2. Proceedings in the Public Grievances Commission**

The PGC has convened five hearings in the matter so far and in the hearing held on 07.08.2019, the following are present :

Complainant : Present  
Respondent : Sh. Javed, JE (EMS)  
Sh. C.S.Mangla, AE (M)  
Sh. Shish Pal, SO(H)/CNZ

**3. Relevant facts emerging during the hearing**

3.1 Sh. C.S.mangla, Asstt. Engineer (W)-IV, Central Zone is present in the hearing and submitted a report stating that

“earlier the jhuggis jhopries on the Barapullah Drain were removed by this division on 07.06.2019 with the help of police staff from Nizamuddin Police Station. A letter dated 11.06.2019 was also written to SHO to keep strict watch and ward of the area so that the encroachment may not occur again.

During the hearing on 03.07.2019 the complainant informed that 2-3 jhuggies have again been constructed. In this regard, it is submitted that these reconstructed jhuggies will be removed on 20.08.2019 with the help of police staff from Nizamuddin P.S.

As regard the erection of gates at G-8 and B-1 (Nizamuddin West) is concerned, it is submitted that the NOC for these gates / barriers does not fulfill the policy conditions for installation of gates as circulated vide No. D-664/SE (P-1) dated 25.06.2007. Hence the permission for the same is not given to the RWA. However, the matter of above said gates is pending before Hon'ble High Court of Delhi vide W.P.(C)No. 2436/2019.

3.2 Sh. Shish Pal, S.O.(H) is present in the hearing and submitted a report from the Dy. Director (Hort.), Central Zone stating that the Horticulture Department, Central Zone has developed the area by planting different types of plants in planters of garbage house / khatta and adjoining green land in front of park plot No. 18A.

3.3 Complainant present in the hearing informed that some unknown persons used to throw garbage in the dhalao situated in front of shiv mandir (G18A) which has been closed by the SDMC. Further he informed that dhalao situated at G-8 is also being used by some kabariwala to store his goods / articles and his rickshaw is also parked there. He further informed that the ramp in front of the dhalao (G-18A) has still not been removed by the EMS Department.

JE(EMS) present in the hearing assured that he will conduct an inspection of dhalao of G-8 to verify the facts and if found true the same will be removed.

#### **4. Recommendations of the PGC**

4.1 Sh. Deepak Khosla, Ex. Engineer (M)-I, Central Zone is advised to remove the encroachments on the Govt land in the form of jhuggis and unauthorized constructions which are not a subject matter of adjudication.

4.2 Sh. Umed Singh, Asstt. Engineer (EMS) is advised to take note of para 3.3 above, take further necessary action in the matter.

4.3 Sh. Aman Gupta, Deputy Commissioner, Central Zone, SDMC is advised to ensure that action in the matter is taken by the concerned officers in a time bound manner.

Since the matter regarding installation of gates is sub-judice in the Hon'ble High Court of Delhi, the matter stands closed at the level of PGC.

(ASHOK KUMAR)  
CHAIRMAN

No. PGC/2019/MCD/16/

Dated:

Copy to:

1. Shri Aman Gupta, Deputy Commissioner (Central Zone), South DMC, Near Jal Sadan, Shiv Mandir Marg, Lajpat Nagar, New Delhi – 110024
2. Sh. Deepak Khosla, E.E. (M), Central Zone, SDMC  
Email - [exenm1-central@mcd.gov.in](mailto:exenm1-central@mcd.gov.in)
3. Sh. Umed Singh, AE(EMS), Central Zone, SDMC, through Dy. Commissioner, Central Zone, Near Jal Sadan, Shiv Mandir Marg, Lajpat Nagar, New Delhi – 110024
4. Sh. Sheikh Mohd. Umar