

PUBLIC GRIEVANCES COMMISSION
(Govt. of NCT of Delhi)
M-Block, Vikas Bhawan, IP Estate, New Delhi – 110110
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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: 03rd Oct., 2019

Complainant : Sh. Ashok Kumar,
Respondent : Deputy Commissioner (Karol
Bagh Zone), North DMC,
Grievance No. : PGC/2019/MCD/29

1. Brief facts of the complaint

Shri Ashok Kumar has filed a grievance in PGC regarding encroachment on open land by Sh. Kulbeer Sahi, R/o 2088/10-C Gali No. 19, Prem Nagar, New Delhi – 110008

2. Proceedings in the Public Grievances Commission

The PGC has convened five hearings in the matter so far and in the hearing held on 03.10.2019, the following are present:

Complainant : Present
Respondent : Sh. Kumar Mahendroo, EE(B)
Sh. Rishi Raj, AE (B)
Sh. Chaman Lal, AE(M)
Sh. Vishram Meena, JE (M)

3. Relevant facts emerging during the hearing :

3.1 Sh. Kumar Mahendroo, EE(B), Karol Bagh Zone is present in the hearing and submitted a status report stating that “the structure, in question, i.e. property no. 2088/10-C Gali No. 19, Prem Nagar, New Delhi – 110008 is a single storey building and consists of four shops. Sealing show cause notices dated 20.05.2019 under section 347 r/w 345-A of the DMC Act had been sent to the individual shop for misuse. All the shops have been

vacated by the respective owners. No commercial activity is in operation from the premises and therefore no misuse.

The premises seemed to be old constructions. Yet the entire property at the Ground Floor had been booked treating it to be unauthorisedly constructed as the owners / occupiers had failed to provide any building plan for the same. No document in respect of ownership has been provided to this office till date although the owner(s) have sought protection under the NCT of Delhi Laws (Special Provisions) Second Act-2011 which has moratorium upto 31.12.2020.”

He further informed that the penalty will be recovered from the owner / occupier for misuse alongwith an undertaking that he will not use the premises for unauthorized activities

3.2 Sh. Chaman Lal, AE(M)-II, Karol Bagh Zone is present in the hearing and submitted a Status Report stating that the land, in question, does not pertain to MCD (North) and title of land is not clear. A letter has been sent to SDM, Patel Nagar vide MCD-543/EE(M-I)/KBZ/2019-20 dated 21/08/2019 to clear the status of land. But till date, no reply has been received from their side in the Department. Reply is awaited.”

4. Recommendations of the PGC

4.1 Sh. Kumar Mahendroo, Ex. Engineer (B), Karol Bagh Zone is advised to take further necessary action in the matter as per provisions of the DMC Act.

4.2 Sh. Chaman Lal, Asstt. Engineer (M), Karol Bagh Zone is advised to take further necessary action in the matter as per provisions of the DMC Act, once the status of land is clarified by the concerned authorities. He should pursue it with the O/o SDM to clarify the status of land so that further follow up action can be taken.

4.3 Ms Akriti Sagar, Deputy Commissioner, Karol Bagh Zone is advised to ensure that necessary action in the matter is taken by the concerned officers.

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

(ASHOK KUMAR)
CHAIRMAN

No. PGC/2019/MCD/29/

Dated:

Copy to:

1. Ms Akriti Sagar, Deputy Commissioner, Karol Bagh Zone, North DMC, Zonal Office Building, Near Khalsa College, Anand Parvat, New Delhi – 110005
2. Sh. Kumar Mahendroo, Ex. Engineer (B), Karol Bagh Zone, North DMC, Near Khalsa College, Anand Parvat, New Delhi – 110005
3. Sh. Chaman Lal, Asstt. Engineer (M)-II, Karol Bagh Zone, Near Sindhi Park, Old Rajender Nagar, New Delhi – 110060
4. Sh. Ashok Kumar