

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 25.9.1997

Date of hearing: 27.02.2020

Complainants : Ms. Poonam Khattar – Present

Respondent : District Magistrate (Shahdara),
Revenue Department, GNCTD

Grievance No. : PGC/2019/A.II/Rev./08

1. Brief facts of the case

1.1 Ms. Poonam Khattar has filed a grievance petition before this Commission, aggrieved by non-refund of stamp papers amounting to Rs.94,000/- each by Sub-Divisional Magistrate, Vivek Vihar(Collector of Stamps) GNCT of Delhi, which were submitted on 23rd September, 2016 for purchase of property at 4559 (Part) Kucha Bibi Gohar, Charkhewalan, Nai Sarak, New Delhi-110006.

Further, the complainant stated that whenever she visited the Office of SDM(Vivek Vihar), she was told that her case is under process and she would get the refund soon. But, no action has been taken by them so far. She had also filed several RTI applications to know the status of her case but satisfactory reply was never provided to her.

2. Facts emerged during the proceedings.

2.1 None is present on behalf of the respondent department despite directions to Sub-Divisional Magistrate (Vivek Vihar), GNCT of Delhi. He was telephonically contacted today. He informed that he can not attend the proceedings in the Commission due to some urgent official commitments. However, an action taken report has been received from him wherein he has stated that the date of purchase of e-stamp paper by the complainant, Ms. Poonam Khattar, is 29.04.2014. In the instant matter, the application for refund of e-stamp paper was filed after a gap of more than two (02) years i.e. on 23.09.2016 for which the COS is not competent to refund.

It is further mentioned that a similar matter was referred to COS(HQ), Revenue Department wherein the file was returned with following remarks:-

"The matter regarding refund of e-stamp which is submitted after the gap of 06 months is under examination and presently under consideration before the Law Department."

3. **Directions:**

3.1 **District Magistrate, Shahdara**, Revenue Department, GNCT of Delhi, may look into the matter and direct the concerned officers to take immediate action as per rules.

3.2 **Sub-Divisional Magistrate (Vivek Vihar)**, GNCT of Delhi, to take prompt action in the matter and convey the outcome of the decision of the Law Department to the complainant to enable her to take further course of action.

3.3 The Commission is constrained to intervene in the matter as they are seeking opinion from Law Department.

3.4 The complainant is advised to take action in accordance with provisions of law governing stamp duty on receipt of the decision of the Law Department, as the Revenue Authorities have referred the matter to Law Department for opinion in the matter.

3.5 With the above advice to the SDM(Vivek Vihar) and the complainant, the Commission has decided to close the case.

(SUDHIR YADAV)
MEMBER(PGC)

PGC/2019/A.II/Rev./08

Dated:

1. Sh. Sanjeev Kumar, District Magistrate (District Shahdara), Revenue Department, Govt. of NCT of Delhi, G-Block, Nand Nagri, Delhi-110093.
2. Sh. Rajesh Choudhary, Sub-Divisional Magistrate (Vivek Vihar), GNCT of Delhi, District Magistrate Shahdara Office Complex, G-Block, Nand Nagri, Delhi-110093.
3. Mrs. Poonam Khattar.