

**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: 01<sup>st</sup> Sept., 2020

Complainant : Sh. Ram Bhagat Yadav  
Respondent : Deputy Commissioner (South Zone),  
South DMC  
Grievance No. : PGC/2020/MCD/03

**1. Brief facts of the complaint**

Sh. Ram Bhagat Yadav has filed a grievance in PGC regarding encroachment on public land in Mochi Bagh, touching Property No. D/AMB-3, Arakpur Bagh Mochi, New Delhi – 110021 of the complainant.

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

The PGC has convened two hearings in the matter and in the hearing held on 01.09.2020 the following are present:

Complainant : Absent  
Respondent : Sh. Yashwant Singh, A.E. (M),  
South Zone, South DMC

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

3.1 Sh. Yashwant Singh, A.E. (M), South Zone is present in the hearing and submitted a status report stating that

“In continuation of earlier report dated 06.07.2020 submitted by this office the latest report is as under :

On 02.07.2020, the alleged encroacher Smt. Shakuntala Gautam informed this office that the case of regularization of her property bearing No.1, Khasra No. 224, Min. village Arakpur Bagh Mochi is under process in the old scheme branch of DDA. In this connection, she submitted a letter alongwith some documents. Photocopy of her letter and documents are enclosed as Annexure A for kind reference.

Accordingly, the case was referred to DDA vide this office letter NBo. 149 dated 07.07.2020 for verification of her claim. Copy of letter written to DDA is enclosed as Annexure B.

Thereafter, in reference to our previous letter dated 11.03.2020 Dy. Director (Old Scheme Branch) DDA vide his letter dt. 10.07.2020 reported on various points raised in out letter dt. 11.03.2020. The relevant part of their letter is reproduced as under :

“Govt. of India has introduced the policy of grant of ownership right to chulha tax payers vide letter daed 17.12.2014 as enclosed with the letter subject to payment of charges. The applicant Mrs. Shakuntala Gautam D/o Late Shri Ram Charan is descendent of original Chulha Tax payer i.e. Ram Charan which is entered at S.No.21 of Chulha Tax Register and application for grant of ownership right is pending in this office. Her application for grant of ownership right is pending in this office” (copy of letter from DDA is enclosed as Annexure C).

Accordingly, after considering the reply from DDA, it is learnt that her application for regularization of subject property is under consideration of DDA. Besides that to ascertain the exact encroachment at site, the area of property under possession of alleged encroacher was measured at site and it was found that the area of property at site is same as that of under consideration of DDA.

From the above facts, it is evident that the claim of complainant Sh. Ram Bhagat Yadav regarding alleged encroachment does not establish as DDA has already taken up the matter of regularization of the subject area. It is further reported that the above report has also been submitted in STF. No further direction has been received from STF so far. Copy of report submitted to STF is also enclosed as Annexure D.”

3.2 As per report submitted by the department it is seen that there is no encroachment on the site as of now.

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

4.1 Sh. Yashwant Singh, Asstt. Engineer (M), South Zone is advised to take necessary action on the encroachment as per provisions of the DMC Act, if at any later stage the same is found and informed by the DDA.

4.2 Sh. Aman Gupta, Deputy Commissioner, South Zone is advised to ensure that necessary action in the matter is taken by the concerned officers, if needed.

4.3 A copy of status report submitted by the department, alongwith its enclosures is being sent to the complainant alongwith the order.

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

(SUDHIR YADAV)  
MEMBER

No. PGC/2020/MCD/03

Dated:

**To:**

1. Sh. Aman Gupta, Deputy Commissioner, South Zone, SDMC, Zonal Office Building, Green Park, New Delhi – 110016.
2. Sh. Yashwant Singh, Asstt. Engineer (M), South Zone, O/o Ex. Engineer (M), Gulmohar Park, New Delhi – 110017

**Copy for information to :**

Sh. Ram Bhagat Yadav