

**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  
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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: 30<sup>th</sup> Sept., 2020

Complainant : Ms Nivedita Srivastava,  
Respondent : Deputy Commissioner  
(Rohini Zone), North DMC  
Grievance No. : PGC/2015/MCD/2137

**1. Brief facts of the complaint**

Ms Nivedita Srivastava had filed a grievance in PGC on 29.12.2015 regarding encroachment by the residents of apartment Nos. 106 and 108, H-18, Sector-7, Rohini, New Delhi and after several complaints MCD came and broke the wall but did not break it completely. She requested PGC to do the needful.

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

The PGC has convened twenty two hearings in the matter so far and in the hearing held on 30.09.2020, the following are present:

Complainant : Absent  
Respondent : Sh. S.K.Gupta,  
AE (B), Rohini Zone

**3. Relevant facts that emerged during the hearing**

3.1 Sh. S.K.Gupta, AE (B), Rohini Zone is present in the hearing and submitted a status report stating that:

“In continuation of our earlier status report dated 2.1.2020 it is further submitted that a special joint demolition / encroachment removal programme for 28.2.2020 was fixed for removal of

unauthorized construction / encroachment in Pocket-H-18, Sector-7, Rohini, Delhi. During this programme, demolition action was taken against Flat No.H-18/1, H-18/7 & H-18/128, Sector-7, Rohini, Delhi. Further action in the matter could not be taken due to pandemic COVID-19 and non availability of police force.

It is pertinent to mention here that an Appeal No. 920/2018 titled as "Krishan Pal Vs North DMC" is pending before the Hon'ble Tribunal, MCD and NDOH is fixed for 08.12.2020. Accordingly, action in the matter will be taken after the final outcome of the Court Case."

3.2 It has been observed that the complainant has withdrawn her complaint and the ATMCD is already seized with the matter. The ATMCD has directed the MCD that action against similarly placed unauthorized construction and encroachment on public land, by owners of the buildings, be also taken. Pursuant to the orders of the ATMCD the MCD has carried out survey and identified 56 properties with similar encroachment and notices have been issued to all the owners of the properties.

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

Shri S.K.Gupta, Asstt. Engineer (B), Rohini Zone is advised to take further necessary action in the matter as per orders of the ATMCD & as per provisions of the DMC Act.

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

(SUDHIR YADAV)  
MEMBER

No. PGC/2015/MCD/2137/

Dated:

**To:**

Shri S.K.Gupta, Asstt. Engineer (Building)-I, Rohini Zone,  
North DMC, Room No. 315, Zonal Building, Near Rajiv  
Gandhi Cancer Institute, Sector-5, Rohini, Delhi – 110085