

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
Website : www.pgc.delhigovt.nic.in E-mail :pgcdelhi@nic.in

Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR
dated 25.9.97

Date of hearing: 19th Oct., 2020

Complainant : Sh. Bachittar Singh,
Respondent : Deputy Commissioner,
Central Zone, SDMC
Grievance No. : PGC/2018/MCD/65

1. Brief facts of the complaint

Sh. Bachittar Singh has filed a grievance in PGC regarding unauthorized construction in plot No.341, Prakash Mohalla, Garhi, East of Kailash, New Delhi -110065.

2. Proceedings in the Public Grievances Commission

The PGC has convened fourteen hearings in the matter so far and in the hearing held on 19.10.2020, the following are present:

Complainant : Present
Respondent : Sh. Manish Huria, AE(B), CNZ
Sh. Naieem, AE(M), CNZ

3. Relevant facts that emerged during the hearing

3.1 Sh. Manish Huria, Asstt. Engineer (B), Central Zone is present in the hearing and submitted a status report stating that :

“That in order to ascertain factual position about this property site was inspected on 05.10.2020. during inspection, it has been revealed that the subject property is in alignment with neighboring properties. However, on measurement it has been revealed thqat there exists an encroachment of approx. 2 feet on government land. Accordingly, owner / builder of the property was informed about the same. He was

also directed to do the needful to bring the property within the boundary wall of plot.

That, property was once again inspected on 15.10.2020. during inspection, it was noticed that owner / builder has carried rectification work and has removed the encroachment from the government land. Photographs showing the present position of the property are enclosed herewith.”

3.2 Sh. M.Naieem, Asstt. Engineer (M), Central Zone is present in the hearing and submitted a status report stating that :

“It is submitted that structure on the plot under reference has been constructed after getting the building plan sanctioned as brought to the notice of the undersigned. It is further stated that (i) & (ii) points of last order relates to the Building Department, CNZ, SDMC. As regards (iii) is concerned, it is stated that encroachment on public land in respect of plot under reference can be ascertained only after receipt of sanctioned building plan from Building Department, CNZ containing part lay out, shape and size of the plot along with ROW of Road. If there exist any encroachment, action can be planned and fixed by the Building Department, CNZ structure being monolithic and if any action is planned by the Building Department, CNZ, Maintenance Department will assist in the action. “

Further he informed that he has inspected the site, the action as required in the matter has been taken by the Building Department, CNZ.

3.3 The Commission inquired from the AE (B) present about the property of the complainant. The AE (B) informed that there is also illegality in the building of the complainant.

4. Recommendations of the PGC :

As action in the matter has been taken by the department by removing the encroachment on public land the matter stands closed in the Commission with the advice to Sh. Manish Huria, Asstt. Engineer

(B) & Sh. M.Naiem, Asstt. Engineer (M), Central Zone to take necessary action for removal of encroachment in properties situated in the vicinity also, as per provisions of the DMC Act.

(SUDHIR YADAV)
MEMBER

No. PGC/2018/MCD/65/

Dated:

To:

1. Sh. Manish Huria, Asstt. Engineer (B), Central Zone, SDMC, Near Jal Sadan, Shiv Mandir Marg, Lajpat Nagar-I, New Delhi
2. Sh. M.Naiem, Asstt. Engineer (M), Central Zone, SDMC Near Jal Sadan, Shiv Mandir Marg, Lajpat Nagar-1, New Delhi (Through Dy. Commissioner, Central)

Copy for information to :

Sh. Bachittar Singh