

*"No carelessness until there is a cure Wear mask,
follow physical distancing & maintain hand hygiene".*

PUBLIC GRIEVANCES COMMISSION
GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
M-Block , I.P. Estate (near ITO) Vikas Bhawan: New Delhi-2
Order under Para 2(B) of the PGC Resolution No. F.4/14/94-AR/dt. 25.9.97

Date of hearing: 15.12.2021

Complainant : Shri Sunil Gupta – Present.
Respondent : The Member Secretary,
Delhi Pollution Control Committee
Govt. of NCT of Delhi.
Through Sh. Deen Dayal, S.S.A.
South DMC – Present.
Grievance No. : PGC/2020/DPCC/03

1 Brief facts of the complaint

Shri Sunil Gupta has filed a grievance petition before Public Grievances Commission regarding emission of poisonous gases due to repairing, servicing and welding of Air Conditioners by Cooling Town, Shop No.06, Road No.17, Punjabi Bagh Extn., DDA Shopping Complex, which is owned by Pankaj Dua. The complainant also has a shop in the same Complex and due to the pollution causing shop, he is facing respiratory problems and allergies etc. which can be life threatening in the near future.

2. Facts emerged during the proceedings.

2.1 Sh. Deen Dayal, S.S.A, South DMC furnished a copy of the noting of the Licensing Inspector-West (Factory License Department), South DMC. It is stated in the noting that :

"The said shop is covered under Group-8 of industrial trades wherein such type of works are permitted with 11 kw/9 workers per unit. It is concluded that the trade of the shop is permissible as per policy of SDMC, MPD-2021 (Chapter-7) provisions. No enforcement action required being valid trade."

2.2 On the previous hearing dated 21.10.2021, Sh. Shyam Sunder, Environment Engineer, DPCC submitted that Sh. Pankaj Dua, the party complained against, has carried out the necessary modifications in the design of the impugned shop by installing a chimney at high level. Further, he is also carrying out the repairing of air conditioners etc. in a room rather than doing the same in open area

3. Directions

3.1 Sh. Deen Dayal, S.S.A, South DMC categorically submitted that the impugned shop is covered under Group-8 of industrial trades wherein such type of works are permitted with 11 kw/9 workers per unit. Therefore, the trade of the shop is permissible as per the provisions of the South Delhi Municipal Corporation, MPD-2021 (Chapter-7) provisions. Further, the DPCC representative during the previous hearing dated 21.10.2021, categorically submitted that the party complained against has carried out the necessary modifications in the design of the impugned shop by installing a chimney at high level and also carrying out the repairing of air conditioners etc. in a room rather than doing the same in open area. It is clear from the above facts that the party complained against has complied with the guidelines/provisions of the DPCC by following all the parameters laid down by the DPCC. The complainant is advised to take any other legal course of action for redressal of his grievance.

3.2 In view of the above observation, the case is disposed of in the Commission.

Madhu Sharan

o/v
(MADHU SHARAN)
MEMBER

No. PGC/2020/DPCC/03 *9582 - 585*

Dated: *16/12/2021*

1. The Commissioner, South Delhi Municipal Corporation, 9th Floor, Dr. S.P.M. Civic Centre, Minto Road, Delhi – 110002.
2. The Deputy Commissioner (West Zone), South Delhi Municipal Corporation, Dr. Sahib Singh Verma Nigam Bhawan, near Shivaji College, Shivaji Place, Raja Garden, Delhi – 110027.
3. The Member Secretary, Delhi Pollution Control Committee, Deptt. of Environment, Govt. of NCT of Delhi, 4th and 5th Floor, ISBT Building, Kashmiri Gate, Delhi – 110006.
4. Shri Sunil Gupta, R/o: Shop No. 08, Road No.17, Punjabi Bagh Extension, DDA Shopping Complex, New Delhi – 110026.