

PUBLIC GRIEVANCES COMMISSION
GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 30.7.1998

Date of hearing: 8th March, 2018

Complainant : Smt. Rajkali, wife of Shri Bharat Mehto

Respondent : **Special Commissioner of Police
Delhi Police (Vigilance), PS
Barakhamba Road, New Delhi**

Grievance No. : PGC/2017/DP/330

Grievance filed on : 18/11/2017

First hearing in the PGC : 8/3/2018

Scheduled on

1. Brief facts of the complaint

The complainant has filed a complaint against police officials of PS Kanjhawala for non-registration of case and pressurizing for a compromise with the threat to implicate him in a false case. She has stated that on 6.7.2017 her son Shiv Shankar who is earning his livelihood by selling "momos" at his "rehri", he had some altercation with some persons over the issue of payment of "momos". She has further stated that the alleged persons visited her house on 7.7.2017 and brutally beaten her and even threatened to insert "fawra" in her private parts. Her son made a call at NO. 100 in this regard but the PCR officials only rebuked her. She has further stated that the IO of the case pressurized her for a compromise and on refusal her husband was brutally beaten and threatened to be implicated in a false case. The complainant has requested for legal action in the matter.

2. Proceedings in the Public Grievances Commission

The PGC convened its first hearing in the complaint on 8th March, 2018, when the following were present:-

Complainant : Not Present

Respondent : ASI Dharamvir Singh, Vigilance Branch/OD
ASI Suresh Kumar, PS Kanjhawala
ACP Sachin Sharma, Mundka

3. Relevant facts emerging during the hearing

An ATR has been filed by ACP/Mundka, stating the following :-

- i. **During the enquiry, it was found that as per record of PCR call register of PS Kanjhawala, no PCR call was received in this regard on 6.7.2017 in PS Kanjhawala.**

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- ii. Further on 7.7.2017, a PCR call was received vide DD NO. 33-B, at 10.47 a.m. at PS Kanjhawala regarding quarrel at H.NO. D-1, Main Nahar talab wala rasta , Jaunti, Ph-7042544007 and the same was marked to ASI Suresh No. 348/OD for further necessary action.
- iii. As per report of ASI Suresh No. 348/OD he reached at the spot and no quarrel found there and it came to notice that injured /caller Rajkali has gone to PS Kanjhawala.
- iv. ASI Suresh No. 348/OD came to PS and caller /injured Rajkali wife of Bharat Mehto r/o Jyoti Colony, Village Jaunti met there. Medical examination of injured Rajkali was got conducted vide MLC NO. 12019 through W/Ct. Manju No. 2739/OD and MLC result was given simple by the doctor. ASI Suresh request to caller/injured for statement in this regard but complainant/injured refused to give any statement, because her husband is not present. She will give her statement later on and went away from police station.
- v. On 13.7.2017, complainant Rajkali came to PS with her husband Bharat Mehto and given her statement as “ on 13.7.2017 his son took the key of Surender’s bike and same was misplaced somewhere. On this, mother of Surender and wife of Than Singh quarreled with her . As per statement of complainant, no cognizable offence made out and therefore, action u/s 323 IPC. A copy of DD NO. 4A, dated 13.7.2017 made in this regard and photocopy of MLC and DD NO. 4A, dated 13.7.2017 given to the complainant with direction for further necessary action at her end.
- vi. As per ASI Suresh Kumar local enquiry also made in Jyoti Colony and statement of residents of Jyoti colony (1) Ramparvesh Ram s/o Ramdhari Ram, r/o C-8, Jyoti Colony, Jaunti, Delhi (2) Smt. Sumati wife of Manoj Singh r/o Jyoti Colony, Jaunti, Delhi , (3) Harbir Singh husband of Raj Nandi, r/o Jyoti Colony, Jaunti, Delhi recorded and it was found that there was a little quarrel in between complainant and mother of Surender. Rajenderi Devi wife of Than Singh intervention between the complainant and mother of Surender. Rajkali has demanded Rs. 20,000/- for her treatment but Surender refused for this.

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vii. As per enquiry from locality, statements of independent residents of Jyoti Colony and statement of complainant given on 13.7.2017 no cognizable offence is made out and legal action has already been taken u/s 323 IPC as per law.”

Another ATR has been filed by ASI Dharambir NO. 457/OD, Vigilance Branch/OD, stating that “ during the course of enquiry it is found that the complainant had made PCR call vide DD No. 33B dated 7.7.2017, PS Kanjhawala and the call was entrusted to ASI Suresh No. 348/OD. The complainant was also medically examined at SGM Hospital and IO/ASI Suresh had collected MLC of the complainant and call was kept pending. No DD entry to this effect was lodged at PS Kanjhawala. Later on 13/7/17, the complainant was handed over copy of DD NO. 4A u/s 323 IPC PS Kanjhawala without recording statement of complainant. As such SHO/PS Kanjhawala was directed to take appropriate legal action into the matter. Suitable disciplinary action was also recommended against IO/ASI Suresh No. 348/OD. As such an explanation was issued to IO/ASI Suresh NO. 348/OD vide office NO. 379-80/HAP(P-II)/OD dated 15.1.2018 for his lapses.”

4. Directions of PGC

ACP/Mundka , who is present before the Commission is advised to call the complainant for a personal hearing and the same be redressed as per law.

Addl. CP/Vigilance/PHQ to monitor the outcome of the disciplinary action initiated against the police officer and apprise this Commission.

With the above advice, the Commission has decided to close the case in PGC.

(SUDHIR YADAV)
MEMBER(PGC)

Copy to:

- 1. The Special Commissioner of Police (Vigilance), Delhi Police, PS Barakhamba Road, New Delhi.**
- 2. The Addl. Commissioner of Police (Vigilance), Delhi Police, Police Station Barakhamba Road, New Delhi-110001.**
- 3. The Deputy Commissioner of Police (District Outer), Old Police Post Dost Pushpanjali Enclave, road No. 43, Pitampura, Delhi-110034**

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- 4. ACP/Mundka, office of the Deputy Commisison of Police (District Outer), Old Police Post Dost Pushpanjali Enclave , Road NO. 43, Pitampura, Delhi-110034**
- 5. Smt. Rajkali, wife of Shri Bharat Mehto**