

PUBLIC GRIEVANCES COMMISSION
GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
I.P. Estate (near ITO), Vikas Bhawan, M-Block, New Delhi-110110
Tel Nos. 011-23379900-01 Fax No.011-23370903
Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 25.9.97

Grievance No. PGC/2017/Rev./17

Date of hearing: 02th August, 2018

Complainant : Sh. Devender Singh.

Respondent : District Magistrate (South),
Revenue Department, GNCTD

Sh.S.K. Muanguite, Dy.Conservator of
Forest (South), Present.

1. Brief facts of the complaint

Sh. Devender Singh filed a grievance case in PGC on 5/5/2017 regarding encroachment on gram sabha land bearing Khasra No. 1789/438(4-15), 1789/447(4-16), 1082(0-11), 1334(13-04), 1348(11-13), 1354(25-10), 1435(40-17), 1437 min(40-15), 1498(29-10), 1500(37-19), 1632(3-11), 1749 (6-05), 1246(40-6) situated in the revenue estate of village Asola, Tehsil Saket, South District, Delhi.

The Commission convened several hearings in the case starting from 29.6.2017

2. Facts emerged during the proceedings

Shri S.K. Muanguite, Dy.Conservator of Forest (South) informed that the land bearing Khasra number 1348, 1354, 1435, 1437, 1498, 1500, 1632, 1749, 1246 mentioned in the complaint are notified forest land under the notification dated 2.4.1996. The remaining Khasra number 1789/438, 1789/447, 1082 and 1334 are covered by the notification dated 25th May, 1994. The Hon'ble National Green Tribunal (NGT) has already taken up the matter of encroachment removal and demarcation of all notified forest land in Southern Ridge in the O.A. No.58 of 2013 in the matter of Sonya Gosh Vs. State of GNCT of Delhi & Ors. and directed GNCT of Delhi

to demarcate all forest land to hand over the same to the Forest Department after removing all encroachments. In the last hearing on 11.7.2018, the Hon'ble NGT has granted another three weeks time to file a complete status report of demarcation and action taken. Further, as per report submitted by the Revenue Department in the Hon'ble NGT, the demarcation through TSM in respect of above stated Khasra nos. as well as entire Forest land (Asola Village) will be handed over to Forest Department after removal of encroachments.

Dy.Conservator of Forest(South) further informed that the Hon'ble Supreme Court Monitoring Committee is closely monitoring the issue of encroachment on Govt. land including the forest land. A demolition programme was carried out by a team of Forest Deptt, Revenue Deptt. and police on 14.3.2018 in Asola Village. Out of Khasra numbers mentioned in the complaint, the demolition drive has already been carried out in Khasra No. 1348, 1354, 1498, 1500, 1334 and 1749 of Asola Village in addition to other areas of Asola Village not mentioned in the instant complaint. Post demolition, forest land bearing 15 Khasra numbers were removed from some of the Khasra numbers given in the handing over report.

The Forest Deptt. has taken up the work of fencing and construction of boundary wall in the aforementioned Khasra numbers and completed 2.4 Km of permanent boundary wall and another 4 KM of barbed wire fencing in the area where the demarcation points were shown by the Revenue Department. The remaining khasra numbers will also be covered up with fencing and boundary wall as and when the points are shown demarcated to the Forest Deptt.on the ground.

The Status Report about the progress of demarcation of Southern Ridge in the matter of Sonya Ghosh Vs. GNCT of Delhi in O.A. No.58/2013 is being filed by Dy.Commissioner(South) on regular basis in compliance of the directions of the Hon'bl NGT. The process of taking over-handing over of forest land as per the order of Hon'ble NGT is in progress as per the tentative schedule issued by SDM(Saket) vide order dated 16.7.2018. The process of taking over – handing over of forest is

underway in remaining Khasra numbers. The encroachments are being identified by way of Total Station Survey Method of demarcation by Revenue Department and all encroachments reported in the complaint too will be taken up with the District Task Force (DTF) headed by DM(South). After removal of all encroachments, the Forest Department will take over the land and construct a boundary wall around entire forest land taken over from the Revenue Department.

It is further informed by DCF(South), Forest Deptt., that the forest land encroachment and its protection is already being monitored by the Hon'ble Supreme Court Monitoring Committee. The demarcation and removal of encroachments are pending before the Hon'ble High Court as well as the Hon'ble Green Tribunal. Contents of the instant complaint are already adjudicated by the Hon'ble National Green Tribunal and the Hon'ble High Court of Delhi.

3. Directions

In view of submissions made by Dy.Conservator of Forest (South), GNCTD that Hon'ble Supreme Court Monitoring Committee, Hon'ble High Court of Delhi and Hon'ble National Green Tribunal is seized with the matter of demarcation and removal of encroachment on forest land in Village Asola, the case is closed in the Commission.

(SUDHIR YADAV)
Member (PGC)

Copy to:

1. Secretary – cum – Divisional Commissioner, Revenue Department, 5-Sham Nath Marg, Delhi – 110054.
2. Addl. Chief Conservator of Forest, Govt. of NCT of Delhi, 2nd Floor, A-Block, Vikas Bhawan, IP Estate, New Delhi
3. District Magistrate (South), Revenue Department, Govt. of NCT of Delhi, MB Road, Saket, New Delhi
4. Dy. Chief Conservator of Forest (South), Tughlakabad Nursery, Near Dr. Karni Singh Shooting Range, Tughlakabad, New Delhi- 110044
5. SDM (Saket), Revenue Department, Govt. of NCT of Delhi, MB Road, Saket.

6. BDO (South), Revenue Department, Govt. of NCT of Delhi, MB Road, Saket, New Delhi
7. Tehsildar (Saket), Revenue Deptt., Govt. of NCT of Delhi, MB Road, Saket, N. Delhi.
8. Sh.Devender Singh.