

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: 23rd May, 2018

Complainant : Shri Gaurav Goel

Respondent : Special Commissioner of Police (Vigilance),
Delhi Police, Delhi Police Headquarter,
I.P. Estate, New Delhi.

Grievance No. : PGC/2016/DP/329
Grievance filed on : 11/11/2016
First hearing in the PGC : 11/01/2017
held on

1. Brief facts of the complaint

The complainant has filed a complaint against SI Parwinder for favouring his sister to prepare forged property documents. The complainant has ancestral property at Rani Jhasni Road which was locked for years. His sister with the help of alleged Sub-Inspector got prepared forged documents of the property and got the lock broken. A case was registered against the complainant by the Sub Inspector for assaulting the key maker. The complainant has further alleged that in the said offence written permission of the DCP was mandatory before his arrest but to the contrary, the SI did not seek such permission/approval. Moreover, there are some discrepancies in the records as the time of his arrest has been shown as 6.00 p.m. whereas the same time has also been shown for conduct of the medical of the key maker. He 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 1st March, 2017, the second hearing held on 3rd May, 2017, the third hearing held on 5th July, 2017 and the fourth hearing held on 6th September, 2017, the fifth hearing held on 11th September, 2017, the sixth hearing held on 18th September, 2017, the seventh hearing held on 8th November, 2017, the eighth hearing held on 10th January, 2018, the ninth hearing held on 28th February, 2018 and the tenth hearing held on 18th April, 2018, when the following were present:

Complainant: Not Present
Respondent: ASI Anand Pal, PS Subzi Mandi

3. Relevant facts emerging during the hearing

An ATR has been filed by ASI Anand Pal, PS Subzi Mandi, stating the following :-

In Compliance to the order dated 22.11.2017, it is submitted that complaint of Shri Sidharth Mohan Goel r/o N-18A, Green Park Extension, New Delhi was received at Police Post Tis Hazari vide DD No. 10-PP, dated 6.1.2018. He stated in his complaint that on 4.9.2017, he was in Tis Hazari Court with his son for

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hearing another matter, he received an extortion SMS in his mobile no. 971769615 from Deepa Arya from her mobile NO. 7838108282 that “ sale budhe tera ladke par maina molestation ka case bnwaya tabhi samajh nhi aya na tune mujha paisa dye na jewellery or ab maina tumhare paise deo toh main apna case me. Bayan badal dungi kyoki maine 164 main alag bayan diya h”. Hence, as per version of the complainant, he made a complaint on 5.9.2017, to worthy Commissioner of Police, Delhi through mail, but above mentioned complaint was not received at this police station so far.

Hence, complainant was called. Accordingly, on 6.1.2018, he gave a complaint. After preliminary enquiry, a case vides FIR NO. 11/2018, dated 8.1.2018, u/s 385 IPC has been registered and investigation is being conducted. CDR of both parties has been collected and analysis is being done. Despite several request complainant has not given the mobile phone on which he received extortion message. Further investigation of this case is going on.”

4. Directions of PGC

ASI Anand Pal is present. He stated that the complainant is not available and not cooperating with the investigation. As learned from the IO of the case, the complainant has been remanded to JC few months back in one of the cases registered by the parties against each other and it is difficult for the IO to conclude the investigation in the absence of documentary evidence including examination of the alleged mobile phone on which the threat calls were received by the complainant.

The Commission, therefore, considers that no purpose will be served by keeping the case for regular hearings in the PGC. It is, therefore, directed that police should carry out their investigation from all available/possible sources including the family members of the complainant and conclude the investigation expeditiously.

The case is kept in abeyance till further orders.

**(SUDHIR YADAV)
MEMBER(PGC)**

Copy to:

1. The Special Commissioner of Police (Vigilance), Delhi Police, PS Barakhamba Road, New Delhi.
2. Special Commissioner of Police (Crime), Delhi Police, PHQ, I.P.Estate, N.D.
3. Deputy Commissioner of Police (District Central), Police Station Darya Ganj, ND
4. DCP/Crime Branch/Central Range, Kamla Market Police Station, Delhi
5. SHO/Paharganj, Police Station Paharganj, New Delhi-110055.

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6. SHO/PS Subzi Mandi, Police Station Subzi Mandi, Delhi.
7. Complainant Shri Gaurav Goel