

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: 20th November, 2018

Grievance No. PGC/2018/Annex.II/DP/111

Complainant	:	Shri Gulshan Kumar – Not Present
Respondent	:	Spl. CP (Vigilance)-through ACP S.A. Rashid, SED SI Rajnish, PS, S.J. Enclave ACP Rajender Singh Bhatia, Sub-Dvn. Safdarjung Enclave

1. Brief facts of the complaint

The complainant has filed a complaint of inaction against Delhi Police on his complaint regarding killing of his son by the Manager and bouncers of Elf-26 Café and Bar. He has alleged that on getting the news of killing of his son, on 1.1.2017 he reached PS Safdarjung and met ATO Arun Dev Mehra who, on being enquired regarding his son, misbehaved with the complainant. He lodged a written complaint on 2.1.2017 but no action was taken by the police and FIR was lodged only after 20 days that too under weaker section of IPC when the complainant pursued the matter with higher authorities. He has also alleged that the IO of the case SI Naresh Kumar had intimidated the eye-witnesses of the case. He has requested for necessary action in the matter.

2. Relevant facts emerged during the hearing

2.1 ACP Rajender Singh Bhatia from Sub-Division/SJE alongwith SI Rajnish from PS/S.J. Enclave presented action taken report. The same has been taken on record and is placed in the file. He further submitted that on the receipt of reply from bank, further notices u/s 91 Cr.P.C. have been sent to banks, namely, Axis Bank, SBI Bank, HDFC Bank, ICICI Bank etc. etc. with the request to provide the name, address and phone numbers of card holders. A reply of notice has been received from Axis Bank and Oriental Bank of Commerce. In pursuance of reply, On 18.11.2018, the card holders were telephonically requested to join the investigation. They have agreed to join the investigation early. A reply from remaining banks is awaited. Investigation of the case is in progress.

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3. Directions of PGC

3.1 ACP Rajender Singh Bhatia, Sub-Division, S.J. Enclave to inform and explain personally to the complainant, the opinion/observation of doctor on PM, investigation details and in case, the complainant is not satisfied, arrange a meeting of complainant with the concerned doctor to clarify his doubts regarding the cause of the death of the son of the complainant. Additionally depute an Inspector to investigate the case and conclude it at the earliest.

3.2 The new investigating officer shall look into the submissions sent by the complainant on 17.10.2018 through E-Mail and take further action accordingly (A copy of the same is enclosed) and conclude the investigation expeditiously.

3.3 With the above advice, the Commission has decided to close the case in PGC. However, in case the complainant still does not feel satisfied even after meeting the doctor, he may communicate the reasons to the PGC and Commission will consider the request for case to be re-opened.

(SUDHIR YADAV)
MEMBER(PGC)

Copy to:

1. The Special Commissioner of Police (Vigilance), Delhi Police, Police Headquarter, 5th Floor, ITO, Delhi.
2. The DCP/District South, PS Hauz Khas, New Delhi
3. The Director (RFSL), Chanakyapuri, New Delhi.
4. SHO/PS Safdarjung Enclave, New Delhi
5. Shri Gulshan Kumar