

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
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Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 25.9.97

Date of hearing: 15.10.2019

Complainant : Sh. Kela Singh.

Respondent : Chief Engineer,
I&FC Department, GNCTD
Through Shri Mukesh Kumar
Sharma, J.E.

Shri Shyam Prakash, BDO (North)
Shri Ajit Kumar, E.A.(Agr.) GNCTD – Present.

Grievnace No. : PGC/2015/I&FC/35 **(Re-opened)**

1. Brief facts of the complaint

1.1 Sh. Kela Singh has filed a grievance petition before Public Grievances Commission on 1/4/2015 aggrieved by non construction of boundary wall of Drain No.46, Khasra No.262/2 at Village Mungeshpur, Delhi-110039.

1.2 The instant case was closed in the Commission on 20.3.2018 with the directions that villagers (aggrieved persons) present during the hearing in the Commission shall meet the BDO, North, Revenue Department, GNCTD on 23.3.2018 along with the documents. After examining the documents and hearing their grievances, BDO(North) may prepare a consolidated report and discuss the matter with District Magistrate (North), GNCTD so that it could finalise the issue. Whatever decision is taken by the D.M.(North) shall be final. As per the final decision of the D.M.(North), the demarcation will be finalized and the Irrigation & Flood Control Department will execute the work which is ready for execution.

1.3 Aggrieved with the treatment meted out by the Office of D.M.(North)/BDO(North), GNCTD and reiterating that no action has been taken by the BDO(North) since the last date of hearing in PGC on 20.3.2019, the complainant requested the Commission to intervene in the matter for redressal of his grievances.

2. Facts emerged during the proceedings:

2.1 Shri Shyam Prakash, Block Development Officer (North), filed a report which has been taken on record. It is stated that *"the site was visited on 09.09.2019 at 11.00 A.M. by the team of Block Development Officer(North), Panchayat Secretary concerned, Shri Anil Kumar, A.E & Shri Mukesh Kumar Sharma, J.E. of Irrigation & Flood Control Department. Shri Kela Singh, the complainant, was also present at the site but he refused to sign on the inspection report but the photographs of the site were also taken wherein Shri Kela Singh is also seen.*

As per the site report: ***"At the time of visit, it has been found that on the one side of the drain, the boundary wall has been built-up by I&FC Department and opposite side of the boundary wall, parallel to drain, some homes are built-up and back side of these houses are parallel to drain. The drain water do not touch the walls of these houses. One house holder has built-up a toilet on the Gram Sabha land bearing Kh.No.262/2. A.E. of Irrigation & Flood Control Department said on the spot that some persons of these houses are protesting to construct the remaining boundary wall. It was also informed that recently one toilet has been constructed and if the Gram Sabha land is not enclosed with boundary wall, it may be encroached by some persons. As such, there is no unhygienic condition created due to drain water for the residents.***

Copy of the Survey Report and photographs are also enclosed with the Action Taken Report.

2.2 It is appreciated that a joint inspection has been carried out by the revenue officials along with Engineer of Irrigation & Flood Control Department along with the complainant/affected villagers on 09.09.2019 at 11.00 A.M. in compliance of the directions of the Commission dated 27.8.2019.

3. Directions

3.1 In view of the outcome of the joint inspection of revenue officials, officials of Irrigation & Flood Control Department along with complainant/affected villagers on 09.09.2019, demarcation report and scrutiny of the documents of the affected villagers, District Magistrate(North), GNCT of Delhi, may take appropriate decision and pass necessary orders as per rules to the Irrigation & Flood Control Department, GNCTD to undertake and complete the construction of boundary wall of Drain No.46, Khasra No.262/2, Village Mungeshpur, on priority, to protect Govt. land with the assistance of police, if required.

3.2 The Chief Engineer, I&FC Department, GNCTD, to take action as per directions of the District Magistrate(North), GNCTD, to complete construction of boundary wall on the said drain.

3.3 In view of the above observations, the case(re-opened) of the complainant stands disposed of in this Commission.

(MRS. MADHU SHARAN)
MEMBER(PGC)

No.PGC/2015/I&FC/35 **(Re-opened)**

Dated:

Copy to:

1. The Chief Engineer, I&FC Department, GNCTD, L.M. Band Complex, Shashtri Nagar, Delhi-110031.
2. District Magistrate (North), Revenue Department, GNCT of Delhi, Room No.1, BDO Complex, (Near Shradhanand College), Alipur, Delhi.
3. Block Development Officer (North), Revenue Department, GNCT of Delhi, DM Office Complex, Alipur, Delhi.
4. Sh. Kela Singh.