

***“No carelessness until there is a cure.  
Wear Mask, follow physical distancing &  
maintain hand hygiene.”***

**PUBLIC GRIEVANCES COMMISSION  
(Govt. of NCT of Delhi)**

**M-Block, Vikas Bhawan, IP Estate, New Delhi – 110110  
Tel. No. 011-23379900, 23379901, Fax No. 011-23370903  
Website : [www.pgc.delhigovt.nic.in](http://www.pgc.delhigovt.nic.in) E-mail : pgcdelhi@nic.in**

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

Date of hearing: 26.10.2020

Complainant : Sh. Sohum  
Respondent : Deputy Commissioner  
West Zone, SDMC  
Grievance No. : PGC/2019/MCD/41

**1. Brief facts of the complaint**

Sh. Sohum has filed a grievance in PGC regarding inaction on his complaint by SDMC inspite of repeated reminders for illegal construction in Flat No.C-2A/50, Janakpuri.

**2. Proceedings in the Public Grievances Commission**

The PGC has convened eight hearings in the matter so far and in the hearing held on 26.10.2020, the following are present:

Complainant : Absent.  
Respondent : Sh.Athar Mustafa, AE(C)

**3. Relevant facts that emerged during the hearing :**

3.1 Sh. Athar Mustafa, AE(C), West Zone is present in the hearing and submitted a Status Report stating that:-

“That the Hon’ble ATMCD in Appeal Nos.445/19 and 447/19 vide its order dated 16.09.2019 directed that *“interim protection granted by the Hon’ble High Court to continue till next date.”* The next date of hearing is fixed by the Hon’ble

ATMCD is 01.02.2021. Further action in the matter will be taken as per the orders of the Hon'ble ATMCD."

3.2. It is noted that the complainant has never appeared before the Commission and furnish any further information to proceed further in the matter. The complaint appears to be pseudonymous. The respondent department informed that the complainant could not be contacted by the Department and also by the alleged party from the given address. Apparently, the complainant is not directly aggrieved. It appears as if the complaint has been made at the behest of some other persons.

#### **4. Recommendations of the PGC**

4.1 Since the matter is subjudice in the Hon'ble ATMCD, Sh. Athar Mustafa, Asstt. Engineer, West Zone, SDMC is advised to take further necessary action in the matter as per orders of the ATMCD and provisions of the DMC Act.

Further, a specific report be filed with regard to the quantum of deviation/violation of the building bye-laws by the alleged parties and the similarly placed adjoining properties. Furthermore, decision of the Hon'ble ATMCD be conveyed to the Commission and action taken accordingly.

4.2 Sh. Sanjay Sahai, Deputy Commissioner, West Zone is advised to ensure that necessary action in the matter is taken as per orders of the ATMCD and provisions of the DMC Act.

4.3 In the view of the above, the grievance petition of the complainant stands disposed of in the Commission.

(SUDHIR YADAV)  
MEMBER

No.PGC/2019/MCD/41/

Dated :

**To:**

1. Sh. Sanjay Sahai, Deputy Commissioner, West Zone, SDMC, Community Centre, Vishal Enclave, Near Rajouri Garden Police Station, Delhi – 110027.
2. Shri Athar Mustafa, Asstt. Engineer (B), West Zone, SDMC, Community Centre, Vishal Enclave, Near Rajouri Garden Police Station, Delhi – 110027.

**Copy for information to :**

Sh. Sohum