

# VIVEK KUMAR TANDON

## ADVOCATE

**Chambers:**

404, Lawyers' Chambers, Delhi High Court Complex, Sher Shah Road, New Delhi-110003.  
529, Lawyers' Chambers, Western Wing (Criminal Side), Tis Hazari Courts, Delhi-110054.

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### MINUTES OF MEETING OF INSPECTION (NORTH AND CENTRAL) HELD ON 18.06.2018 BY THE COMMITTEE APPOINTED BY THE HON'BLE HIGH COURT

#### 1. Bhalswa Jahangirpur

##### (a) Khasra Nos. 1051 (13-10)

Water body belongs to DUSIB. Shri B.V. Gautam, Superintending Engineer, DUSB is present and said that as and when need arises, the action is taken. However, what action has been taken is not coming forth. No communication prior to 2017 has been forwarded to the committee till date. The water body is in dilapidated condition. The sewerage is seen flowing into the water body. Besides sewerage, the garbage is also dumped in the water body. During deliberations, it also revealed that encroachment also exists on the water body land, for which purpose process of carrying out demarcation by TSM (request to SDM) has been made only in May, 2018. The process should be completed at the earliest and a report to that effect be submitted on or before 12<sup>th</sup> July, 2018.

Delhi Jal Board personnel Shri A.M. Sharma, Asstt. Engineer (Project) is present but is unable to answer as to whether there is sewerage system existing in the village or not. He has been shown the dirty water going through storm, water drains inside the water body but he has no answer as to why this dirty water is flowing into water body.

No responsible person from MCD is also present Delhi Jal Board, MCD and DUSIB to submit their proposed action taken plan within fifteen days. All the responsible officers from these departments are also requested to attend a meeting which shall be convened in the chamber of Court Commissioners at 404, Lawyers' Chambers, Block No.1, Delhi High Court on 12<sup>th</sup> July, 2018 at 2.30 P.M.



## **2. Mukandpur**

### **(a) Khasra No. 175 & 179 Total Area (08-07)**

It has been reported by I&FC and BDO representatives that two schemes, one for de-watering and cleaning of Patera and the other for boundary wall has already been submitted to BDO. The BDO representative has indicated that initially proposal for de-watering and removal of Patera was forwarded to Director (Panchayat). As Director (Panchayat) showed its inability to proceed the file being beyond its scope and jurisdiction, and the same has been forwarded to Delhi Village Development Board (DVDB) on 05.06.2018.

The same is expected to clear within a maximum period of 15 days. Where after the work would be accomplished by I&FC within a maximum period of 15 days.

After de-watering and removal of Patera, demarcation would be carried out within one week and I&FC would make the boundary wall within 30 days of demarcation report and sanction of amount.

It is seen that a canal is running alongside the water body which is flowing after the water is treated by Coronation Pillar treatment plan but the quality of water shows that despite its treatment the same contain sewerage of the Village.

Delhi Jal Board representative submits that scheme has already be prepared and submitted for approval. Needful be done at the earliest. Action taken report from all the departments be submitted on 12.07.2018 at 2:30 pm



### 3. **Bakhtawarpur**

#### (a) **Khasra No. 113 (9-10)**

It belongs to BDO. It is dry, catchment should be made and do that Rain Water is diverted into Water Body.





#### 4. Tigipur

##### (a) Khasra No. 14/14, 15 total area (05-10)

It belongs to MCD. Park exists at site. It has been reported that the area in occupation of Delhi Jal Board and other land forming part of Johar will be constructed and maintained as Johar. Request letter to that effect is being issued by Delhi Jal Board to Gram Sabha/I&FC/who will prepare scheme to that effect. Villagers present at site brought to our notice that there is another area adjacent to Tigipur/Sungarpur which belongs to Gram Sabha and is being maintained by Villagers as water body. As per their request we went to the said site and found that the area about 2 acres is full of water (more or less clean). The revenue deptt. will get the area of this new water body demarcated. It has also been stated by Revenue Deptt. that this area where natural water body is found/exist may be belonging to Lal Dora. It is a matter of record that the entire area is filled with water as such which could be treated/recorded as natural water body. A scheme to protect the same be prepared.

It should also be seen that no sewerage water of either village Tigipur or Sungarpur flows into this natural water body. Demarcation will be carried out within 10 days. Report be submitted on or before 10.07.2018 at 2:30 pm in chamber of Court Commissioner.





**(b) Khasra No. 20/21**

Villagers present at site brought to our notice that there is another area adjacent to Tigipur/Sungarpur which belongs to Gram Sabha and is being maintained by Villagers as water body. As per their request we went to the site and found that the area about 2 acres is full of water (more or less clean). The revenue deptt. will get the area of this new water body demarcated. It has also been stated by Revenue Deptt. that this area where natural water body is found/exist may be belonging to Lal Dora. It is a matter of record that the entire area is filled with water and as such which could be treated/recorded as natural water body. A scheme to protect the same be prepared.





**(c) Khasra No. 58 (03-18)**

This water body belongs to BDO. In half of the area of this water body, a Mandir is constructed and the other half is developed as water body. However we could not find any place from where catchment of main water body could be collected but Delhi Jal Board submitted that they will decentralize water from STP scheme.

The area is of water body and rain water/clean water to seap into it. Water body is not only used by the cattle/buffaloes for bathing purpose but it is also source of recharge of underground water. The quality of STP water would in our opinion not suit a water body because of its intoxicated and other contents. The same would be harmful for the animals too. The plan should be made wherein rain water/clean water is only brought to this water body. The department should submit proposed action plan on 12<sup>th</sup> July, 2018 at 404, Lawyers' Chambers, Block No.1, Delhi High Court at 2.30 P.M.





## **7. Bakhtawarpur**

### **(a) Khasra No. 109min (18-16)**

I&FC department has brought to our notice that a scheme submitted by them was though passed on 19.11.2018 by Delhi Village Development Board, however no funds have been released till date. The BDO representative assures that the funds will be released shortly.

Be that as it may, both the BDO and the I&FC department would submit a report regarding this release of funds and further action plan on 12<sup>th</sup> July, 2018 at 2.30 p.m. in 404, Lawyers' Chambers, Block No.1, Delhi High Court.

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**(b) Khasra No. 111 (04-18)**

Water body belongs to BDO. However, there is no passage/path to reach the water body. The authorities should explore the possibility of the passage/path from the other owners/occupiers of land and/or probability of exchange of land could also be explored.

**(c) Khasra No. 115 (19-04)**

Developed water body. In flow of water depends on rain only.



**(d) Khasra No. 110 (22-4)**

It is a dry water body belonging to BDO. The BDO should take measures to revive the water body by exploring possibility of catchment to run water. A report/action plan in this regard be submitted on 12<sup>th</sup> July, 18 at 2.30 P.M. 404, Lawyers' Chambers, Block No.1, Delhi High Court on 12<sup>th</sup> July, 2018.



**11. Bakhtawarpur Garhi (Lal Dora)**

The water body/pond is reported in Lal Dora of village Bakhtavar which has been found encroached. BDO (North) should conduct a local inquiry and also get the land demarcated so that actual position of encroachment could be ascertained. Further whether this water body/pond exists as johar in the records or not be also ascertained and report to that effect be submitted to the Court Commissioners on 12<sup>th</sup> July at 2.30 P.M. 404, Lawyers' Chambers, Block No.1, Delhi High Court .

(Arvind Sah)  
Court Commissioner

(Vivek Kumar Tandon)  
Court Commissioner