

F. No. 14039/51/2013-UTS.I
Government of India
Ministry of Home Affairs
UTS-1 Desk

North Block, New Delhi-110001
Dated the 06th August, 2013

To

Sh. Ashok Sikka,
S/o Late Shri Manohar Lal Sikka
R/o A-662, Sushant Lok Phase-I,
Gurgaon-122001, Haryana

Sub: Application under RTI Act, 2005-Regarding

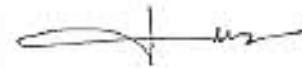
Sir,

With reference to your application dated 10.07.2013, it is informed that your complaint/application dated 18.06.2013 was forwarded to Govt. of NCT of Delhi vide letter dated 22.07.2013 for factual comments.

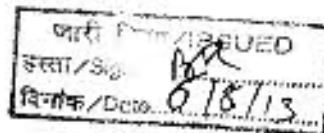
2. The designated 1st Appellate Authority against this decision is as follows

Shri K. K. Pathak
Joint Secretary (UT)
Ministry of Home Affairs
North Block, New Delhi-110001

Yours faithfully,



(S. K. Jain)
Director(S) and CPIO



o/c

APPLICATION UNDER RIGHT TO INFORMATION ACT 2005

Ashok Sikka S/o Late Shri Manohar Lal Sikka
R/o A-662, Sushant Lok Phase-I,
Gurgaon - 122001, Haryana
(M):9810278040

O/o Director (Services) MHA

Dr. No. 2251-RTI

Dated: 10.07.2013

Date: 11.07.2013

Date: 15/2/13
157-RTI

To,
Sh. S.K. Jain,
(Director Services)
Ministry of Home Affairs
Government of India
North Block, Rajpath
New Delhi

Re; Grant of sanction under Section 197 Cr.P.C. for criminal case filed under the provision of Section 156(3) Cr.P.C. under Section 166, 167, 191, 193, 195, 217, 218, 219, 341, 342, 379, 380, 384, 427, 448, 452 & 120-B IPC against the ~~accused persons~~ accused persons

In continuation to my application dated 18.6.2013 first 3 pages and last page is enclosed for brevity I am seeking permission under Section 197 Cr.P.C. against the officers mentioned in the application from the competent authority concerned. I want to inform for your consideration for the sanction.

I want to add further against the officers mentioned in the list of accused persons as under:

1. The officers/accused persons have concealed the following facts which tantamount to falsification of documents and deceiving dishonestly the Hon'ble Delhi High Court in WPC 6734/2000.
2. The officers are not coming forward that the property was protected under the Delhi laws Special Provisions Act 2006 enacted by Parliament
3. They are not explaining as to why the officers sent notices to Amit Sikka under Section 343, 344, 345A under DMC act whereas the DMC Act was suspended due to the statute of Parliament. The complainant and his son appeared before the Deputy Commissioner and Assistant Engineer Bldg in all the proceedings and filed the replies dated 26.02.2007 and 05.03.2007, we had mentioned about the statute which bars to implement any punitive action under DMC Act. Accused no. 3 & 7 continued with the proceedings till 16.04.2007 and accused no. 3 did not pronounce any order after reserving the order on 16.04.2007. See page 39 of the application, which is against the natural justice and malafide on the part of the accused no.3. The accused no. 3 had filed an affidavit in Feb 2007 at page 24 to 32 see specially page 29 para xxv, which proves that the house was old and thus protected under the Delhi Laws (Special Provisions) Act,2006.

11-7
SO UTSI
12/6/13

I have enclosed all the document which have been relied upon by MCD, which proves that the house was constructed in the year 2000 and rather even all houses constructed prior to 8.2.2007, were protected under law. All the accused persons concealed the minutes of meeting dated 21/22 May 2007 as well as demolition action from 23 May to 30 May 2007 wherein my whole house was demolished and my family was evicted from the house inhumanly against the fundamental rights to live life, equality, discrimination, natural justice etc. as envisaged in Article 14 & 21 of the Constitution of India. This was beyond their jurisdiction of official duty and thus abused and misused their official position. They can be prosecuted without prior ^{sanction} under Section 197 Cr.P.C, as per order of Hon'ble Supreme Court. but still I am approaching your good self

5. The accused persons have signed the minutes of the meeting concealing that the whole house was demolished but with malafide intentions have mentioned in their minutes of meeting dated 12.6.2007 that only the front canopy has been demolished, thus they have falsified their record, accused persons deceived the court by not disclosing the court that the applicant and his family have been evicted from the house by demolishing continuously for 5 days in the scorching heat of May month. Filing false reports by public servants tantamount to criminal action under Section 166, 167, 188 & 219 of IPC. In spite of the fact that I was protected under the special provision act they evicted the applicant from the house which was old occupied for the last 7 years i.e. from 2000 to 2007 and was paying property tax regularly.
6. I want to know the following under RTI Act 2005.
7. What is the status of my application dated 18.6.2013;
8. How long it will take to give sanction under section 197 Cr.P.C. against all the public servants mentioned in the application, so that prosecution can start against them.
9. I am prepared to appear before you to explain my case in the light of Parliamentary act i.e. Delhi Laws (Special Provisions) Act, 2006 and all the documents filed along-with application.
10. I am enclosing a postal order of Rs 10/- vide no 19F381987, dated 10.07.2013

note Even today construction in Sainik Farm is being undertaken with full knowledge of local police and MCD officers. Even SHO local police has written to commissioner Sainik MCD. *Ashok Sikka* *This*

CC: with reference to MHAs letter No. 14037/1/2013, Delhi-II dated 25.06.2013, addressed to 1) Shri D.M. Spolia, Chief Secretary Govt. NCT Delhi, IP Estate, New Delhi, 2) R.K. Sriyastava Director Local Bodies, Govt. NCT Delhi. *for early action and reply to MHA.*
It is requested to expedite the sanction.