**OFFICE OF THE COMMISSIONER OF POLICE: DELHI.**

**CIRCULAR**

**No. 24 /2011.**

During the Commonwealth Games-2010, the city had been facelifted with the construction of new flyovers. The concept of footpaths for non-motorized vehicles was introduced which had given the city a better look and provided facilitates to the pedestrians, as well as, traffic and ensured adequate space for use as parking and for green areas. It is noticed that a number of attempts are being made to encroach upon these non-motorized vehicles paths, as well as, area under the flyovers. As such, the encroachers are taking advantages of inaction by the Government agencies.

The encroachment on the roads and on the pavements is a serious issue impacting the police and the public – both in terms of security, as well as, traffic management. In view of these implications, this matter needs to be treated with utmost seriousness.

A large number of vegetable/fruit vendors and other hawkers use the main roads, foot-paths, space under the flyovers etc. for display and sale of their goods. Such encroachment is clear violation of the provisions contained in section 83(d) and (e) of the Delhi Police Act, 1978. Besides, section 28 (i) (b) of the Delhi Police Act, 1978 read with Regulation 14 and 15 of Regulation of Traffic and other Matters (Delhi Union Territory) Rule, 1959 are also relevant on the subject. These sections prohibit occupation of a street or sale or exposure of goods for sale on any street etc. so as, to cause obstruction to traffic or inconvenience to public. It is therefore emphasized that the SHOs should ensure that all unauthorised encroachments are removed/closed as directed vide this Hdqrs. Circular No. 39/2000 issued vide No. 28167-97/C&T(AC-V)/PHQ dated 15.09.2000. Necessary police assistance be provided to the Land Owning Agencies [LOA] to remove encroachment from the roads. Severe disciplinary action will be taken against the SHO concerned, if any encroachments are detected on the pavements/roads under their jurisdiction.

All Addl. CsP/DCsP Districts are, therefore, advised to register criminal cases as and when a complaint is received from the designated officers of the Land Owning Agencies [i.e. MCD/PWD etc.] regarding encroachment under the flyover and other public utility area. The District DCsP must ensure that these orders are strictly complied with in letter and spirit.

5.5.11

**[KEWAL SINGH] JT. C.P/PHQ**
**FOR COMMISSIONER OF POLICE:**
**DELHI.**

No. 2651-2750 /Record Br./PHQ, dated, Delhi, the 5/5 /2011.

Copy forwarded to the:

1. All Spl. CsP, Delhi.
2. All Joint CsP, Delhi.
3. All Addl. CsP, Delhi.
4. All DCsP, Districts, Delhi.
5. SO to CP, Delhi.
6. LA to CP, Delhi.
7. All ACsP/PHQ including ACP/IT Centre/PHQ.
8. I/C Library/PHQ with 5 spare copies.
9. HAR/PHQ with 10 spare copies.