

DELHI CANTONMENT BOARD

A Special Cantonment Board Meeting will be held on 07.09.2018 at 1600 hrs in the Conference Room of the Delhi Cantonment Board Office, Delhi Cantonment. The agenda of item has been enclosed herewith.

You are requested to please make it convenient to attend the same.



Chief Executive Officer
Delhi Cantonment
(Puspendra Singh)

No. DCB/6/B-4/2018
Office of the Cantonment Board
Delhi Cantonment

Dated: 06th September, 2018

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|-----|--|-------------------|
| 1. | Brig. Rajesh Sachdev | President |
| 2. | Col. Narendra Chaudhary (Retd) | Vice-President |
| 3. | Sh. Puspendra Singh, CEO | Member-Secretary |
| 4. | Brig. Krishan Kapur, SEMO | Ex-officio Member |
| 5. | Col. Joydip Mukherjee, Adm Commandant | Nominated Member |
| 6. | Col. Pushpendra Jhinkwan, CO (DAPU) | Nominated Member |
| 7. | Lt. Col. B.K. Singh, SO(Cantt) | Nominated Member |
| 8. | Lt. Col. Rajesh Juyal, GE Project (East) | Ex-officio Member |
| 9. | Sh. Vivek Kumar Tripathi, ADM | Nominated Member |
| 10. | Sh. Tanwar Sandeep | Elected Member |
| 11. | Smt. Kadiyan Rachna | Elected Member |
| 12. | Smt. Jain Kavita | Elected Member |
| 13. | Sh. Jagat Singh | Elected Member |
| 14. | Sh. Beniwal Nand Kishore | Elected Member |
| 15. | Sh. Vimal Chowdhary | Elected Member |
| 16. | Smt. Chaudhary Priyanka | Elected Member |

SPECIAL INVITEES

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| 1. | Smt. Meenakashi Lekhi, Hon'ble MP | } with a request to attend the meeting as special invitee. |
| 2. | Sh. Surender Singh, Hon'ble MLA | |

AGENDA

1. WRIT PETITION (C) 8877/2017; BPCL V/S DELHI CANTONMENT BOARD & ANR.

Bharat Petroleum Corporation Ltd. had filed a Writ Petition bearing No. 8877/2017 before the Hon'ble Delhi High Court challenging the order dated 27.09.2017 passed by Sh. Mukesh Kumar Ld. ADJ, Patiala House Court in case No.331/2016. In the said Writ Petition the Hon'ble Delhi High Court ordered inter alia to constitute a committee comprising Secretary (Defence), Secretary (Petroleum) and Mr. Kirtiman Singh, Ld. CGSC to examine the following issues:--

- 1) Whether petrol pumps per se is a security hazard in a cantonment; and more particularly, whether the petrol pump in question is security hazard to the military installation in Delhi Cantonment? If so, the reasons be provided for the same.
- 2) If the petrol pumps in question is found not to be a security hazard, whether the petitioner is entitled to the renewal of the lease in terms of the policy of the Government contained in the letter dated 03rd February 2016.
- 3) Whether the action of respondent No. 1 in sealing the petrol pump on 09th October, 2017 before the commencement of hearing of the writ petition is fair and reasonable?

The committee submitted its report on 27.08.2018 before the Hon'ble Delhi High Court. The relevant extracts of the report is reproduced hereunder:-

In regard to question No. 1:-

It stated that "With the incorporation of specific preventive and protective nature the risks relating possible hazard can be mitigated. Therefore, the petrol pump in question can continue to function"

In regard to question No. 2:-

It stated that "The Petitioner Is entitled to renewal of the lease in terms of the policy of the Government contained in letter dated 03.02.2016"

In regard to question No. 3:-

It stated that "The record does not disclose that the CEO had prior knowledge of the Writ Petition prior to the sealing action"

The Copy of the report of the committee has been placed on table. Sh. Anchit Sharma, Advocate of legal cell of the Board who has attended the case in Hon'ble High Court has submitted his report and the same is also placed on the table. The Board has to consider the recommendation of the committee and decide further course of action.

Relevant files are placed on the table.
