

KARNATAKA LOKAYUKTA

No:Compt/Uplok/BCD-4057/2015/ARE-9

M.S.Building,
Dr. B.R.Ambedkar Veedhi,
Bengaluru, dtd: 28/02/2017.

**REPORT UNDER SECTION 12(1) OF
KARNATAKA LOKAYUKTA ACT, 1984**

Sub:- Proceedings for taking necessary action in respect of no commercial activity can be carried out in a residential area – reg.

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The complaint is filed by one Sri.Chandrashekhara, Secretary, J.P.Nagara, Bengalur alleging that plot No:19 and 21, situated at 25th Main Road, LIC RO House, J.P.Nagar, 1st Stage, Bengaluru, are being used for commercial purpose, though there are residential buildings. Initially a report was called from the Asst. Executive Engineer, B.B.M.P. Jayanagar, in which the said Engineer submitted that, cancellation of trade license comes under the jurisdiction of Medical Officer for health, Jayanagar. Accordingly, a report has been called for from the said Medial Officer, Jayanagar Zone – Respondent.


2. The Respondent-Medical Officer has submitted the report on 3/12/2015. As per the letter dated, 25-7-2015 and para-1 of report he has submitted, there are commercial activities being carried out in plot No:19 and 21. He has clearly stated in para-5 of his report that as per the order of

Hon'ble High Court of Karnataka and Gazette notification NO:N.D.UDD 105 MNJ 2008 dated 11/12/2014, no commercial activity can be carried out in a residential area. He also has stated he has issued the notice to those industrialists and received explanation. But, the entire report does not disclose what action he has taken to redress the grievance of the complainant and other local residents.

3. In connection to the comments, the respondent - Medical officer of Health has submitted the report that the entire file is sent to legal opinion soon after getting the legal opinion she will take further course of action. Therefore, I deem it necessary to recommend to the Competent Authority under Section 12(1) of Karnataka Lokayukta Act to set right the redressed the grievance of the complainant.

4. Further, as per section 12(2) of Karnataka Lokayukta Act, 1984, the Competent Authority is required to intimate this Authority within one month from the date of receipt of this report, the action taken or proposed to be taken on this report.

Connected records are enclosed.


(Justice N. ANANDA)
Upalokayukta-1, 28/2
State of Karnataka.