OFFICE OF THE ADM (SOUTH)/ FIRST APPELLATE AUTHORITY (RTI)
REVENUE DEPARTMENT : GNCTD : DISTRICT - SOUTH
M.B. ROAD : SAKET : NEW DELHI

Appellant	:	**Varun Aggarwal**
Respondent	:	**SPIO/SDM (Saket)**
Under Section	:	**19(1) RTI, Act, 2005**

No. 1031/FAA/South/2016/ 503-05 **Dated:** 25/04/16

ORDER

This order shall dispose-off the present appeal filed by Sh. Varun Aggarwal R/o 165/105, Lane No. 5, Anupam Garden, Saidulajab, New Delhi – 110 068, on 18.03.2016 under the provisions of the Right to Information Act, 2005.

Notice for hearing was issued to the concerned. The matter was taken up for hearing on 12.04.2016, wherein, the appellant was present in person and Shri Ajit Singh, APIO/ Tehsildar (Saket) was present for the respondent SPIO. The documents placed on record were perused. The appeal in the present case has been filed due to non-furnishing of any reply to the RTI Application dated 12.02.2016. The APIO (Saket) pleaded that the information as sought has been provided to the applicant vide letter dated 22.03.2016. The appellant accepted the receipt of the reply but contended that the same is not satisfactory and requested that the grounds of the present appeal be treated as non-satisfactory reply. Since, the reply in the present case was provided beyond the prescribed time-limit, the request of the appellant was accepted.

I, have considered the contentions of both the parties & records placed before me. In the present case, pointwise reply has been provided to the applicant by the respondent SPIO, which are found to be in accordance with the records available with their office. It would be relevant to quote here that u/s 2 (j) of the RTI Act, 2005, only information as held by or under the control of the public authority can constitute a right to information for which a citizen can claim access. This cannot be contrued to demand creation of information.

In view of the above discussed, the reply of the respondent SPIO is found to be clear & specific and as per the records available with his office. No anamoly has been noticed. Accordingly, the appeal is hereby dismissed being as meritless.

The Appellant shall be at liberty to approach the Central Information Commission, August Kranti Bhawan, Bhikaji Cama Place, New Delhi-110066, if he is not satisfied with the present order.

Issued under my hand and seal on this 21st April, 2016.

(RICHA)
ADM(South)/FAA

Court of Addl. District Magistrate (South) GNCTD

To,

1). Sh. Varun Aggarwal R/o 165/105, Lane No. 5, Anupam Garden, Saidulajab, New Delhi – 68.

2). The SPIO/SDM (Saket), GNCTD.

3). The Programmer (NIC) O/o DM (South), with the direction to upload this order on the website of District – South.