

OFFICE OF THE APPELLATE AUTHORITY
DELHI RIGHT TO INFORMATION ACT 2001

PUBLIC GRIEVANCES COMMISSION
Govt. of National Capital Territory of Delhi

Date of hearing: 8th February, 2018

Appellant : **Shri R. L. Makhija**

Competent Authority : **Deputy Commissioner (West Zone),
South DMC,**
Community Centre, Vishal Enclave,
Rajouri Garden, New Delhi – 110 027.

Appeal No. : 649/2016/PGC/DRI/SDMC

Application filed on : 04/01/2017

Response of Competent Authority : Appellant is not satisfied with the response

Appeal filed on : 08/02/2017

First hearing in PGC : 01/05/2017

Scheduled

1. Brief facts of the Appeal

Shri R. L. Makhija filed Form-A during January, 2017, under the Delhi RTI Act, 2001, with the Competent Authority i.e. Deputy Commissioner (West Zone), South DMC, seeking information on total 13 counts.

Shri R. L. Makhija did receive a response from the Office of Deputy Commissioner (West Zone), South DMC. Hence, he filed an Appeal during February, 2017, before the Appellate Authority / PGC, under Section 7 of the Delhi Right to Information Act, 2001.

2. Proceedings in the Public Grievances Commission

The Public Grievances Commission has so far convened three hearings on 1st May, 2017, 20th July, 2017 and 8th February, 2018. At today's hearing on 18/02/2018, the attendance was as follows :

Appellant : Present

Respondent : Absent

3. **Relevant facts emerging during the hearing**

3.1 At the last hearing held on 20.07.2017, the directions of PGC were as follows:

“Since the department had provided satisfactory information in respect of Query Nos. 8, 12 and 13, no further action is required in the matter.

***In respect of Query Nos. 1, 2, 3, 4, 5, 6, 7, 9, 10 and 11,** Competent Authority under Delhi RTI Act, 2001 viz. **Deputy Commissioner (West Zone), SDMC,** is directed to ensure that a comprehensive revised reply, as advised in para 3.5, should be furnished to the appellant before the next date of hearing with a copy to this Commission.*

Representative of the Department informed that the concerned S.E. has now been transferred from one Competent Authority to another, and since the application has been filed with Dy. Commissioner (West Zone), SDMC, the reply will have to be given by the Deputy Commissioner (West Zone), based on the information available in the office.

The reply should be furnished to the appellant under the signatures of Competent Authority under Delhi RTI Act, 2001, properly stamped, having the name of the Competent Authority (documents, if any, appended with the reply should be certified either by the Competent Authority or an official deputed by the Competent Authority).

*A senior representative should be deputed to attend the next hearing along with a certified copy of the reply (**in duplicate**)”.*

3.2 At today’s hearing on 08/02/2018, the appellant was present. No representative on behalf of the Competent Authority was present, nor any reply, as directed vide order dated 20.07.2017 furnished to the appellant by the Competent Authority. Hence, today’s hearing rendered infructuous.

4. **Directions of the Appellate Authority / PGC**

4.1 Competent Authority under Delhi RTI Act, 2001 viz. **Deputy Commissioner (West Zone), SDMC,** is directed to ensure that a comprehensive revised reply, **in respect of Query Nos. 1, 2, 3, 4, 5, 6, 7, 9, 10 and 11,** as advised in para 3.5 of Order dated 20.07.2017, should be furnished to the appellant within 15 days from the date of receipt of this Order with a copy to this Commission.

4.2 The reply should be furnished to the appellant under the signatures of Competent Authority under Delhi RTI Act, 2001, properly stamped, having the name of the Competent Authority (documents, if any, appended with the reply should be certified either by the Competent Authority or an official deputed by the Competent Authority).

With the above observations and directions the present appeal case is ordered to be disposed of before the Appellate Authority / Member (PGC)

**(SUDHIR YADAV)
APPELLATE AUTHORITY / MEMBER (PGC)**

Copy to:

1. Deputy Commissioner (West Zone), South DMC, Community Centre, Vishal Enclave, Rajouri Garden, New Delhi – 110 027.
2. Shri R. L. Makhija