

OFFICE OF THE APPELLATE AUTHORITY
DELHI RIGHT TO INFORMATION ACT 2001

PUBLIC GRIEVANCES COMMISSION
Govt. of National Capital Territory of Delhi

Date of hearing: 16th April, 2018

Appellant : **Shri Sunil Kumar Sharma**

Competent Authority : **Deputy Commissioner (City SP Zone),
North DMC,
Old Hindu College Building, 1st Floor,
Nigam Bhawan, Kashmere Gate,
Delhi – 110 006.**

Appeal No. : 819/2017/PGC/DRI/MCD
Application filed on : 13/12/2017
Response of Competent Authority : No response
Appeal filed on : 18/01/2018
First hearing in PGC, Scheduled : 16/04/2018

1. Brief facts of the Appeal

Shri Sunil Kumar Sharma filed Form-A during December, 2017, under the Delhi RTI Act, 2001, with the Competent Authority i.e. Deputy Commissioner (City SP Zone), North DMC, seeking information on total 5 counts.

Shri Sunil Kumar Sharma received no response from the Office of Deputy Commissioner (City SP Zone), North DMC. Hence, he filed an Appeal during January, 2018, 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 convened its first hearing on 16th April, 2018. At today's hearing, the attendance was as follows :

Appellant : Present

Respondent : Shri A.K.Jain, AE (Building), City SP Zone

3. Relevant facts emerging during the hearing

- 3.1 At today's hearing on 16/04/2018, Shri A.K.Jain, AE (Building), City SP Zone, submitted a copy of reply dated 06/04/2018, duly signed by the Competent Authority viz. Deputy Commissioner (City SP Zone), North DMC.
- 3.2 Perusal of the reply reveals that the department has furnished satisfactory replies in respect of query nos. 1, 2 & 3.
- 3.3 In query nos. 4 & 5, the appellant has sought information regarding action taken by the Deputy Commissioner (City SP Zone), North DMC, on his complaint dated 20/11/2017. The department in its reply has not provided any information on the ground that ***“redressal of grievance thereby straining the resources of the Commission and the Public Authority is prohibited as per misuse of RTI Act”***.

The Appellate Authority / PGC feels that this information is vague and not satisfactory since the appellant is seeking an action taken report on his complaint, copy of which he has enclosed alongwith his DRTI application. This is only one complaint and it is not understood how the resources of the Public Authority will be strained in providing an Action Taken Report on this one complaint of the appellant.

4. Directions of the Appellate Authority / PGC

- 4.1 **In view of para 3.3 above, the information furnished by the Competent Authority in respect of query nos. 4 & 5 is acceptable. The Competent Authority shall furnish a revised reply informing the action taken on the complaint dated 20/11/2017, submitted by the appellant, in the office of the Deputy Commissioner (City SP Zone), North DMC.**
- 4.2 The requisite information should be furnished within 2 weeks of issue of this order, under intimation to this Commission.
- 4.3 The revised reply should be furnished to the appellant under the signatures of Competent Authority, 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 directions, **the appeal case is ordered to be disposed of before the Appellate Authority / PGC.**

(SUDHIR YADAV)
APPELLATE AUTHORITY / MEMBER (PGC)

Copy to:

1. Deputy Commissioner (City SP Zone), North DMC, Old Hindu College Building, 1st Floor, Nigam Bhawan, Kashmere Gate, Delhi – 110 006.
2. Shri Sunil Kumar Sharma