

# **PUBLIC GRIEVANCES COMMISSION**

(Govt. of National Capital Territory of Delhi)

## **APPELLATE AUTHORITY**

[Under Section 7, Delhi Right to Information Act, 2001]

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**Date of Hearing :** 17.05.2018

**Date of Decision :**

**Applicant :** Sh. S .C. Yogi

**Respondent :** Dy. Commissioner (Karol Bagh Zone)  
North DMC, Delhi

**Appeal No :** 386/2017/PGC/DRI/NDMC

**Appeal filed on :** 01.09.2017

**DRTI Application filed on :** 08.08.2017

**Competent Authority replied on :** Not satisfied with the response

### **1. Background :**

Sh. S.C. Yogi, the appellant vide DRTI application dated 08.08.2017 has sought information from the Deputy Commissioner (Karol Bagh Zone), North DMC /Competent Authority notified under the DRTI Act-2001, on total 04 counts.

The appellant did receive the information from the Competent Authority i.e. Deputy Commissioner (West Zone), South DMC. However, being aggrieved with the same, he filed an appeal before the Appellate Authority, Public Grievances Commission under Section 7 of DRTI Act -2001.

### **2. Proceedings**

The appellant is not present.

Shri Sushil Kumar, LDC, K.B. Zone appeared on behalf of the department, stated that he is not aware about the facts of the case and has no information whether any revised reply has been furnished to the appellant or not. On perusal of reply dated 08.08.2017, available in the file, it has been observed that the application filed under DRTI Act has been treated in a very casual manner and transferred the same to General Branch and E.E. (B), K.B. Zone under the provisions of Right to Information Act-2005. The same is not signed by the Competent Authority, hence not acceptable.

The Commission is appalled to note that even after 17 years of existence of DRTI Act-2001, the officials are oblivious of Act and process and confusing the same with the RTI Act of 2005. Non submission of any information is deemed as denial of information to applicant in the approved format amounts to dereliction of duty and disrespect to this Commission which had called for information under Delhi Right to Information Act, 2001.

### **3. Decision**

The Competent Authority / Dy. Commissioner (Karol Bagh Zone), NDMC is directed to furnish the point-wise reply to the queries of the appellant within 7 days from the date of receipt of this order, directly to the appellant, with a copy marked to the Public Grievances Commission.

The Competent Authority should invariably ensure that the reply are sent under his / her signature and seal and indicate to the appellant the name and address of the Appellate Authority / Public Grievances Commission, before whom the Appeal, if any may be filed.

**The matter is brought to the personal attention of the Commissioner, North Delhi Municipal Corporation,** who is advised to issue directions to all concerned and specifically the Competent Authorities to exercise due diligence in carrying out functions according to the provisions of the Delhi Right to Information Act-2001.

**The matter is accordingly closed at the Commission's end.**

**(SUDHIR YADAV)**

Member,  
Public Grievances Commission

**Copy to :**

1. The Commissioner  
North Delhi Municipal Corporation  
Dr. S.P.M. Civic Centre,  
J.L. Nehru Marg,  
New Delhi -110002.
2. Sh. Nitin Pramod,  
Deputy Commissioner,  
(Karol BaghZone), North DMC,  
Nigam Bhawan, D.B. Gupta Road,  
Anand Parbat,  
New Delhi – 110 005.
3. Sh. S.C. Yogi,