

PUBLIC GRIEVANCES COMMISSION

(Govt. of National Capital Territory of Delhi)

APPELLATE AUTHORITY

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

Date of Hearing : 17.05.2018

Date of Decision :

Applicant : Sh. S .C. Yogi

Respondent : Dy. Commissioner (West Zone)
South DMC, Delhi

Appeal No : 400/2017

Appeal filed on : 13.09.2017

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 (West Zone) /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.

None present from the respondents. On perusal of reply dated 28.08.2017, it has been observed that the same is not signed by the Competent Authority, hence not acceptable.

The Commission further notes that the application filed under the provisions of DRTI Act-2001, has been treated in a very casual manner and replied under the provisions of Right to Information Act-2005.

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. Further, the absence of Competent Authority or his representative in the hearing and 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 (West Zone), SDMC 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, South 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
South Delhi Municipal Corporation
Dr. S.P.M. Civic Centre,
J.L. Nehru Marg,
New Delhi -110002.
2. Sh. Kapil Rastogi,
Deputy Commissioner,
(West Zone), South DMC,
Community Centre, Vishal Enclave,
Rajouri Garden,
New Delhi – 110 027.
3. Sh. S.C. Yogi,
S/o Shri Surjan Singh,