

OFFICE OF THE APPELLATE AUTHORITY
DELHI RIGHT TO INFORMATION ACT 2001

PUBLIC GRIEVANCES COMMISSION
Govt. of National Capital Territory of Delhi

Date of hearing : 3rd May, 2018

Appellant : **Shri Anil Kumar Mathur,**

Competent Authority : **The Deputy Commissioner (Land & Estate)**
East Delhi Municipal Corporation,
Vishwas Nagar, Shahdara,
Near Karkardooma Court,
Delhi – 110 032.

Appeal No. : 388/2017/PGC/DRI/EDMC
Application filed on : 26/07/2017
Response of Competent Authority : Not satisfied with the response
Appeal filed on : 27/09/2017
First hearing in PGC on : 03/05/2018

1. Brief facts of the Appeal

Shri Anil Kumar Mathur filed Form A during July, 2017, with the Competent Authority under Delhi RTI Act, 2001, i.e. Deputy Commissioner (Land & Estate), EDMC, making queries on total 1 count.

Shri Anil Kumar Mathur did receive a response from the Office of Deputy Commissioner (Land & Estate), EDMC. However, being aggrieved with the same, he filed an Appeal during September, 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 PGC has convened its first hearing on 3rd May, 2018. At today's hearing 03/05/2018, the attendance was as follows:

Appellant : Present
Respondent : Absent

3. Relevant facts emerging during the hearing

- 3.1 At today's hearing on 03/05/2018, though the appellant was present but there was no representation on behalf of the Competent Authority, under Delhi Right to Information Act, 2001 i.e. Deputy Commissioner (Land & Estate), EDMC.
- 3.2 Reply dated 29.08.2017 furnished by the department (copy available in the file) has been perused. In the reply, department submitted that the question does not pertain to Land & Estate Department and advise the appellant to apply in Town Planning Department, EDMC (HQ).

4. Directions of the PGC

- 4.1 Since the department had provided satisfactory information in respect of the query of the appellant, no further action is required in the matter. Further, the appellant is advised to file a fresh application before the Competent Authority i.e. Chief Town Planner, Town Planning Department, EDMC.

With the above observations/directions, the present appeal case is ordered to be closed before the Appellate Authority / Member (PGC).

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

Copy to:

1. The Deputy Commissioner (Land & Estate Department), East Delhi Municipal Corporation, 419, First Floor, Udyog Sadan, Patparganj Industrial Area, Delhi- 110 092.
2. Shri Anil Kumar Mathur

PUBLIC GRIEVANCES COMMISSION

(Govt. of National Capital Territory of Delhi)

APPELLATE AUTHORITY

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

Date of Hearing : 03.05.2018**Date of Decision :****Applicant :** Sh. Anil Kumar Mathur**Respondent :** Deputy Commissioner (Central Zone),
South DMC**Appeal No :** 390 & 391/2017**Appeal filed on :** 12.09.2017**DRTI Application filed on :** 31.07.2017**Competent Authority replied on :** Not satisfied with the reply.**1. Background :**

Sh. Anil Kumar Mathur, the appellant vide his two applications dated 31.07.2017 under Delhi Right to Information Act, 2001, had sought information from the Deputy Commissioner (Central Zone), South DMC, Competent Authority notified under the DRTI Act-2001.

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

2. Proceedings

The appellant is present and heard.

No representative on behalf of the Competent Authority was present.

In both the appeals, mentioned above, though the appellant has posed different queries, however as the same were filed before the same Competent Authority i.e. Deputy Commissioner (Central Zone), South DMC, a joint order is being issued in respect of all the appeals.

Sh. Harish Kumar, LDC, C.L. Zone, NDMC stated that a reply had already been provided to the appellant vide letter dated 10.05.2018. In the reply, the Competent Authority informed the appellant that the reply cannot be provided as per Section 6 (B) of Delhi Right to Information Act-2001, as the information does not serve any public interest.

After hearing the parties and perusal of records, the Appellate Authority is of the opinion that prima facie, it is a case of denial of information to the appellant. The information sought by the appellant relates to documents available with the Competent Authority and should be provided to the appellant.

3. Decision :

The matter is brought to the personal attention of the Competent Authority i.e. Deputy Commissioner (Civil Lines Zone), North DMC.

He is hereby directed to furnish the point wise reply to the queries of the appellant within 7 days from the date of issue of this order, directly to the appellant with a copy marked to the Public Grievances Commission.

The reply should be furnished to the appellant under the signatures of Competent Authority, properly stamped, having the name of Competent Authority. Documents, if any, to be appended with the reply should be certified either by the Competent Authority or an official deputed by the Competent Authority, free of cost.

The matter is accordingly disposed of at the Commission's end.

(SUDHIR YADAV)

Member,

Public Grievances Commission

Copy to :

1. Shri Jagdeep Chiller,
Deputy Commissioner,
(Civil Lines Zone), North DMC
16, Rajpur Road,
Delhi – 110 054.
2. Shri R.L. Makhija,
G-03, 2nd Floor,
Arjun Nagar, Gali No. 4,
Delhi – 110 051