

OFFICE OF THE APPELLATE AUTHORITY
DELHI RIGHT TO INFORMATION ACT 2001

PUBLIC GRIEVANCES COMMISSION
Govt. of National Capital Territory of Delhi

Date of hearing: 19th April, 2018

Appellant : **Shri Harish Kumar,**

Competent Authority : **Deputy Commissioner (City SP Zone)**
North Delhi Municipal Corporation
 Old Hindu College Building, Kashmere Gate,
 Delhi – 110 006.

Appeal No. : 639/2016/PGC/DRI/NDMC
 Application filed on : 09/12/2016
 Response of Competent Authority : No response
 Appeal filed on : 08/01//2017
 First hearing in PGC Scheduled : 27/04/2017

1. Brief facts of the Appeal

Shri Harish Kumar filed Form-A during December, 2016, under the Delhi RTI Act, 2001, with the Competent Authority i.e. Deputy Commissioner (City SP Zone), North Delhi Municipal Corporation, seeking information on total 5 counts.

Shri Harish Kumar did not receive any response from Deputy Commissioner (City SP Zone), North Delhi Municipal Corporation. Hence, he filed an Appeal during January, 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 so far convened three hearings on 27th April, 2017, 17th August, 2017 and 19th April, 2018. At today's hearing on 19/04/2018, the attendance was as follows :

Appellant : Present

Respondent : Shri R.B. Tomar, ADC CSP Zone, North DMC
 Shri A.K.Jain, AE (Building), SP Zone, North DMC

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

3.1 At the last hearing held on 17/08/2017, the directions of PGC were as follows:

“Since the Competent Authority has provided satisfactory reply in respect of query no. 5, no further action is required to be taken on this point.

As regards query nos. 1, 2 & 4, the Competent Authority shall furnish a revised reply to these queries as advised at paras 3.4 & 3.5 above.

The 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).

A senior representative shall be deputed to attend the next hearing in this appeal case, with a reply (in duplicate)”.

3.2 At the hearing on 19.04.2018, representative of the department submitted revised reply dated 19.04.2018. A copy of the same was given to the appellant during the hearing.

3.3 On perusal of information it has been revealed that though the department provided satisfactory information in respect of Query No. 2 & 4, information in respect of Query No. 1 is not satisfactory.

3.4 In respect of Query No. 1, efforts should be made to trace the movement of reference submitted by the appellant on 27.09.2016. Further, if the reference is not traceable, responsibility should be fixed for the same. An action taken report should be setnt to the Commission.

4. **Directions of the PGC**

4.1 **As regards query nos. 1 the Competent Authority shall furnish a revised reply / action taken report to the Commission, as advised at para 3.4 above.**

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. Deputy Commissioner (SP Zone), North Delhi Municipal Corporation, Idgah Road, near Sadar Police Station, Delhi – 110 006.
2. Shri Harish Kumar