

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 Aditya Nashier,**

Competent Authority : **The Chief Vigilance Officer,
North Delhi Municipal Corporation**
26th Floor, Dr. Shyma Prasad Mukherjee Civic Centre
Jawahar Lal Nehru Marg,
NEW DELHI – 110 002

Appeal No. : 389/2017/PGC/DRI/NDMC
Application filed on : 04/08/2017
Response of Competent Authority : Not satisfied with the response
Appeal filed on : 05/10/2017
First hearing in PGC on : 03.05.2018

1. Brief facts of the Appeal

Shri Aditya Nashier sought information, during August 2017, from the Competent Authority under Delhi RTI Act, 2001, Chief Vigilance Officer, North Delhi Municipal Corporation, seeking information on total 5 queries.

Shri Aditya Nashier did receive a reply from the Office of Chief Vigilance Officer, North Delhi Municipal Corporation. However, being aggrieved with the same, he filed an Appeal during October, 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 on 25/01/2018, the attendance was as follows :

Appellant : Absent

Respondent : Ms. Mamta, A.O. (Vigilance Department), North DMC

3. Relevant facts emerging during the hearing

- 3.1 At today's hearing on 03/05/2018, representative of the department submitted that a reply had already been provided to the appellant vide letter dated 28.08.2017. Copy placed in the file.
- 3.2 On perusal of the reply, it has been revealed that the department has furnished the reply in a very casual manner. No pointwise reply has been provided to the appellant. The averment made by the Competent Authority that the information sought is voluminous pertaining to almost 17 years and the same cannot be provided, is not acceptable.
- 3.3 In respect of Query No. 1, 2 and 3, the Competent Authority is directed to provide the information as in the manner available in the department, no compilation / tabulation is required to provide the information. In the case, Competent Authority is of the view that the information asked is voluminous in nature, he may ask the appellant to inspect the record on a convenient date and time (informed the appellant well in advance). Documents, if required by the appellant should be provided to him on payment of Rs.5/- per page, as per DRTI Rules. For inspection of record fee of Rs. 15/- for every 15 minutes to be charged.
- 3.4 In respect of Query No. 4 & 5, the appellant asked for certain Rules, followed by the Disciplinary Authority. The Competent Authority is directed to provide the same to the appellant, if available in the department.

4. Directions of the PGC

- 4.1 **Competent Authority i.e. Chief Vigilance Officer, North Delhi Municipal Corporation** is directed to furnish a comprehensive reply to the appellant, as advised in para 3.3 and 3.4 above, within 15 days from the date of receipt of this Order, with a copy to the Commission.
- 4.2 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).

With the above observations / direction, the present appeal case is ordered to be closed before the Appellate Authority / PGC.

(SUDHIR YADAV)
APPELLATE AUTHORITY / MEMBER (PGC)

Copy to:

1. The Chief Vigilance Officer, North DMC, 26th Floor, Dr. Shyama Prasad Mukherjee Civic Centre, Jawahar Lal Nehru Marg, New Delhi – 110 002.
2. Shri Adity Nashier