

OFFICE OF THE APPELLATE AUTHORITY
DELHI RIGHT TO INFORMATION ACT 2001

PUBLIC GRIEVANCES COMMISSION
Govt. of National Capital Territory of Delhi

Date of hearing: 7th May, 2018

Appellant : **Shri Manoj Kumar Sharma**

Competent Authority : The Engineer Officer to Chief Engineer,
Zone-II,
Public Works Department,
M.S.O. Building, I.P. Estate,
New Delhi.

Appeal No. : 515/2016/PGC/DRI/PWD.
 Application filed on : 07/10 2016
 Response of Competent Authority : Information not provided to the appellant.
 Appeal filed on : 21/ 11/ 2016
 First hearing in PGC, Scheduled : 20/02/2017

1. Brief facts of the Appeal

Shri Manoj Kumar Sharma filed Form-A during October, 2016, under the Delhi RTI Act, 2001, with the Competent Authority i.e. Engineer Officer to Chief Engineer, Zone-II, Public Works Department , seeking information on total 8 counts.

Shri Manoj Kumar Sharma did not receive a response from the Office of Engineer Officer to Chief Engineer, Zone-II, Public Works Department, hence, he filed an Appeal during November, 2016, before the Appellate Authority / PGC, under Section 7 of the Delhi Right to Information Act, 2001.

2. Proceedings in the Public Grievances Commission

The Public Grievances Commission has so far convened five hearings on 20th February, 2017, 15th May, 2017, 18th September, 2017, 8th January, 2018 and 7th May, 2018. At the hearing on 08/01/2018, the attendance was as follows:

Appellant : Absent

Respondent : Sh. Vijay Kumar Behl, A.E. (M), Circle NW, PWD
Sh. R.S. Nigam, A.E., NWR-1, PWD

3. Relevant facts emerging during the hearing

3.1 At hearing on 08/01/2018, directions issued by PGS were as under:-

“Engg.in-Chief (PWD), Govt. of NCT of Delhi, is advised to direct the Competent Authority i.e. Engineer Officer to Chief Engineer, Zone-II to furnish the requisite information on the next date of hearing.

Competent Authority i.e. Engineer Officer to Chief Engineer, Zone-II, Public Works Department shall ensure that the requisite information is furnished on the next date of hearing, failing which the Commission shall be constrained to pass adverse orders against the Competent Authority. He is further directed to appear personally on the next date of hearing.

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).

Competent Authority i.e. Engineer Officer to Chief Engineer-II is directed to personally attend the next hearing in this appeal case, with a reply (in duplicate)”.

3.2 At today’s hearing on 07/05/2018, representative of the department informed that a reply vide letter dated 07.05.2018 had already been sent to the appellant. He submitted a copy of the same before the Appellate Authority / Member (PGC).

3.3 On perusal of reply, it has been revealed that though the Competent Authority furnished satisfactory information in respect of the queries raised by the appellant, however, the same has not been signed by the Competent Authority as notified under DRTI Act-2001 i.e. Engineer Officer to Chief Engineer, Zone-II, Public Works Department.

4. Directions of the PGC

4.1 Competent Authority i.e. Engineer Officer to Chief Engineer, Zone-II, Public Works Department is directed to furnish a revised reply to the appellant duly signed by the Competent Authority, properly stamped and having the name of the Competent Authority within 15 days from the date of issue of this order, with a copy to the Commission.

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 Engineer Officer to Chief Engineer, Zone-II, Public Works Department, MSO Building, I.P. Estate, New Delhi.
2. Shri Manoj Kumar Sharma