

PUBLIC GRIEVANCES COMMISSION

(Govt. of National Capital Territory of Delhi)

APPELLATE AUTHORITY

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

Date of Hearing : 28.06.2018

Date of Decision : 28.06.2018

Applicant : Sh. R.L. Makhija

Respondent : Engineer-in-Chief
North DMC

Appeal No : 704, 705 & 706/2016/PGC/DRI/NDMC

Appeal filed on : 27.03.2017

DRTI Application filed on : 14.02.2017

Competent Authority replied on : No reply

Since the parties involved in the Appeals are common, these various Appeals are being clubbed together for hearing and disposal to avoid multiplicity of the proceedings and effective adjudication.

Appeal No. 704/2016/PGC/DRTI/NDMC

Appeal No. 705/2016/PGC/DRTI/NDMC

Appeal No. 706/2016/PGC/DRTI/NDMC

Ref. No. : RLM/2016-17/150, 151 & 139 dt. 06.02.2017

Background :

Sh. R.L. Makhija, the appellant vide his three applications dated 14.02.2017 under Delhi Right to Information Act, 2001, had sought information from Engineer-in-Chief, North DMC / Competent Authority.

The appellant did not receive any information from the Competent Authority. Being aggrieved with the same he filed the appeal before the Commission.

Proceedings

The appellant present and heard. None present on behalf of the Competent Authority.

Indraprastha Estate (near ITO), Vikas Bhawan, M-Block, New Delhi-110110,

Tel Nos. 011-23379900-01 Fax No. 011-23370903

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The Commission vide its order dated 31.05.2017, directed the Competent Authority to ensure that the revised replies to the queries of the appellant, as discussed during the hearing, are furnished within 3 weeks from the date of receipt of this order. However, at today's hearing neither any representative on behalf of the Competent Authority appeared nor any information has been furnished to the appellant.

Decision :

The matter is brought to the personal attention of the Competent Authority i.e. Engineer-in-Chief, North DMC.

The above acts and omissions clearly attribute pathetic approach of the Competent Authority towards his duties and responsibilities under the Delhi Right to Information Act-2001 and shall be construed as denial of information and obstruction in the free flow of information. This even more unacceptable, since the date of hearing of this case was intimated to the Competent Authority by this office well in advance i.e. vide letter dated 20.11.2017.

The Competent Authority i.e. Engineer-in-Chief, North DMC is directed to explain the undue delay in furnishing the requisite information to the appellant, in person or through an unauthorized representative, on 31.07.2018 at 11.00 A.M. This shall be treated as the last opportunity granted under Section 7 (3) of the Delhi Right to Information Act-2001, failing which a final decision shall be passed by the Commission.

He is further directed to furnish updated point-wise reply, directly to the appellant within 2 weeks from the date of receipt of this order, with a copy marked to the Commission, under his own signature / stamp

With the above directions, the appeal cases stands closed at Commission's end.

(SUDHIR YADAV)

Member,
Public Grievances Commission

Copy to :

1. Sh. Vijay Prakash,
Engineer-in-Chief,
North Delhi Municipal Corporation
6th Level, Dr. S.P.M. Civic Centre,
J.L. Nehru Marg, Delhi – 110 002.
2. Shri R.L. Makhija

