

PUBLIC GRIEVANCES COMMISSION

(Govt. of National Capital Territory of Delhi)

APPELLATE AUTHORITY

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

Date of Hearing : 25.06.2018

Date of Decision : 25.06.2018

Applicant : Sh. Shyam Kunvar

Respondent : D.D.E. (Act), Education ,

Appeal No : **535/2017/PGC/DRI/Education**

Appeal filed on : 04.10.2017

DRTI Application filed on : 23.08.2017

Competent Authority replied on : No response

1. Background :

Sh. Shyam Kunvar, the appellant vide his application dated 23.08.2017 under Delhi Right to Information Act, 2001, had sought information from the DDE (Act), Dte. Of Education /Competent Authority notified under the DRTI Act-2001 on total 3 queries.

The appellant did not receive any information from the Competent Authority i.e. D.D.E. (Act), Directorate of Education. Being aggrieved with the same, he filed the appeal before the Appellate Authority, Public Grievances Commission, as provided under Section 7 of DRTI Act -2001.

2. Proceedings

The appellant is present and heard.

Shri Madan Gopal, S.O., Zone-28, Central District and Sh. Arun Arya, Principal, C.L. Bhalla Sr. Sec. School, present on behalf of the respondent / Competent Authority. Representative of the department submitted that a reply has already been furnished to the appellant vide letter dated 03.10.2017.

Sh. Arun Arya, Principal, present on behalf of the Competent Authority submitted a revised reply dated 25.06.2018, addressed to Dy. Secretary (Grievances), PGC), signed by Principal, C.L. Bhalla Sr. Sec. School. The reply perused.

3. Decision :

The appellant is seeking information regarding Minutes of Disciplinary Authority.

On perusal of the reply, it has been revealed that the same has not been signed by the Competent Authority i.e. D.D.E. (Act), Aided School Branch, Directorate of Education and is unacceptable.

The Competent Authority may collect the information from the school and furnish it to the appellant, ensuring that the same is signed by the Competent Authority only, as provided under Delhi Right to Information Act-2001.

The Competent Authority is directed to furnish specific / point wise information, under the signature of Competent Authority i.e. D.D.E. (Act), Directorate of Education, directly to the appellant with a copy marked to the Commission, within 15 days from the date of receipt of this Order.

As far as the contention of the department that the matter is sub-judice is concerned, it should be decided by the Competent Authority whether the information can be provided or not to the appellant. However, in case of rejection, the order should be well reasoned in accordance with the provisions of law /DRTI Act.

The matter is accordingly closed at the Commission's end.

(SUDHIR YADAV)

Member,
Public Grievances Commission

Copy to :

1. D.D.E. (Act), Aided School Branch
Directorate of Education,
Old Secretariate,
Delhi – 110 054.
2. Shri Shyam Kunvar