

OFFICE OF THE FIRST APPELLATE AUTHORITY/ADDITIONAL SECRETARY
LAND AND BUILDING DEPARTMENT
B-BLOCK, VIKAS BHAWAN, NEW DELHI

APPEAL UNDER SECTION 19 OF THE RIGHT TO INFORMATION ACT, 2005

IN THE MATTER OF :

RTI ID No.13989, APPEAL No. 1729

H.C. Garg

.....Appellant

VERSUS

Public Information Officer (Writ Cell)

.....Respondent

ORDER

RTIs ID No. & Date	13989/21.05.18
RTI Transferred from PIO(LA) to Writ cell(L&B)	28.08.18
Date of reply by PIO (Writ Cell)	31.10.18
Date of receipt of appeal	14.11.18
Date of Hearing	06.12.18
Present : None Present	Appellant
Shri S.K. Sharma, ASC	PIO(WC)

The applicant sought the information under RTI Act, 2005 vide ID No. 13989.

Appellant filed an appeal on 14.11.18 wherein he had submitted that PIO(LA) has transferred RTI application ID No. 13989 to the PIO (Writ Cell) for the reply of sought information that "Whether any land of Begumpur village that was taken over possession has been released on by the Hon'ble Court/Supreme Court on account of non-payment of Award amount by LAC within the prescribed period?"

The case was fixed for hearing on 14.12.18. In the mean time, the appellant filed a request on 27.11.18 and 10.12.18 to decide the appeal at an early date on merit. Hence the matter is proceeding on the basis of record available.

The appellant had already filed appeal vide I.D. No.13989 on 30.05.18 wherein appellant has sought information from PIO(LA) and the same was disposed on 30.07.18 with the direction that "to provide the conclusive/point wise information to the appellant within 15 days of issue of this order?"

Now, the appellant filed above appeal in which sought information pertains to ASC (Writ Cell) under RTI, ID No. 13989 on 12 points, out of which Point No.12 pertains to Writ Cell (L&B).

On 14.12.18 present Shri S.K. Sharma, PIO(Writ Cell) stated that the reply has already given to the appellant on 31.10.18 that "you have to again apply

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under the RTI Act for obtaining the required information and the required information should be specifically' and also filed written submission that the records are maintained on the basis of 'case number and title of the case.

I have gone through the available record in the appeal file. It was clear that when PIO(LA) has forwarded the RTI for query No. 12, it was duty of the PIO(Writ Cell) to provide the information as available on record. The applicant need not apply afresh. The PIO/ASC(Writ Cell) is directed that sought information pertaining to Begumpur Village, if it is available with PIO to provide within 15 days to the appellants of receipt of this order as per provisions under the RTI Act.

Appeal is disposed of accordingly.

In case the appellants are not satisfied with the information provided above they can file 2nd appeal before the Second Appellate Authority i.e. Central Information Commission, Baba Gang Nath Marg, 3rd Floor, Munirka, New Delhi-67.


(RAMEEVA SHUKLA)
First Appellate Authority/
Additional Secretary (L&B)

No. PA/AS/L&B/RTI.Appeal/2018/1729/ 8216-18

Dated: 11/01/19

Copy for necessary action:

1. Shri H.C. Garg, H. No. 2800-A/207, Vishram Nagar, Trinagar, New Delhi-110035.
2. The SPIO (Writ Cell), Land and Building Department, Vikas Bhawan, New Delhi.
3. The System Analysis, Land and Building Deptt. for uploading this order on Department website.