

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.14352 APPEAL No. 1733

Shri Swami VishwanathAppellant

VERSUS

Public Information Officer (LA)Respondent

ORDER

RTIs ID No. and date	14352/03.10.18
Date of reply by PIO received by applicant	22.11.18
Date of receipt of appeal	05.12.18
Date of Hearing	03.01.19
Present : Swami Vishwanath Ji	Appellant
Shri Naresh Chander, Sr. Assistant	for PIO(LA)

The appellant sought the information under RTI Act, 2005 vide ID No. 14352.

The appellant filed an appeal on 05.12.18 under section 19 of the RTI Act, 2005 before the undersigned and submitted that no satisfactory reply received from the PIO.

In response to the appeal filed by the appellant, hearing notices were served on 20.12.18 to all the parties with request to appear before the First Appellant Authority on 03.01.19 with relevant documents.

Present Shri Swami Vishwanath Appellant and requested to provide the information pertaining to village Haider Pur under section 4 and 6 of the Land Acquisition Act, 1894

Present Shri Naresh Chander, Sr. Assistant on behalf of PIO(LA).

The applicant sought copy of Gazette notification of Section 4 and 6 of Land Acquisition Act, 1894 pertaining to Land of village Haiderpur as per khatoni attached with RTI. Notification under section 4 and 6 of Land Acquisition is public document and by no stretch of imagination, it is third party information.

PIO (LA) has replied that this is third party information and refused to furnish the information without falling due process of law as mandated under section 11 of the RTI Act, 2005.

After hearing both the parties, PIO (LA) to provide the information as directed above, if available with the department within 15 days of receipt of this order as per section 11 of the RTI Act.

Appeal is disposed of accordingly.

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

~~(RAJEEVA SHUKLA)~~
First Appellant Authority/
Additional Secretary (L&B)

No. PA/AS/L&B/RTI.Appeal/2018/1733/ 8580-82 Dated: 28/01/19

Copy for necessary action:

1. Shri Swami Vishwanath Ji, Shyam Shakti Ashram, Old Shiv Omkeshwa Mandir, Near Sita Apartment, Plot No.10, Sector - 14, Rohini, Delhi - 85.
2. The SPIO (LA), Land and Building Department, Vikas Bhawan, New Delhi.
3. The System Analysis, Land and Building Deptt. for uploading this order on Department website