

PUBLIC GRIEVANCES COMMISSION

(Govt. of National Capital Territory of Delhi)

APPELLATE AUTHORITY

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

Date of Hearing : 10.12.2018

Date of Decision : 10.12.2018

Applicant : Sh. Vivek Bansal

Respondent : Dy. Commissioner (Rohini Zone)
North DMC, New Delhi

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. 883/2017/PGC/DRTI/MCD

Appeal No. 884/2017/PGC/DRTI/MCD

Background

Sh. Vivek Bansal, the appellant vide his 2 applications under Delhi Right to Information Act, 2001, had sought information from the Competent Authority. Being aggrieved with non receipt of any information, he filed the appeals before the Commission.

Proceedings

The appellant is not present.

Shri V.K.Gupta, AE, Rohini Zone, North DMC, is present on behalf of the Competent Authority. He informed that point-wise information has been sent to the appellant vide department's letter dated 16/11/2018. A copy of the same is available in the appeal file.

The information furnished by the department has been perused and it appears that the department has provided satisfactory information to the queries of the appellant, except for query nos. 1, 3, 4, 5, 6 & 7.

In response to query nos. 1, 6 & 7 the department has informed that "as per available record, no sanctioned building plan is available in the record of EE (B-II), Rohini Zone". From the reply, it is not clear the period for which the available record was checked.

In response to query nos. 4 & 5, the department has mentioned that "clarification / explanation of any order does not come under the purview of RTI Act". However, in query nos. 4 & 5, the appellant has sought specific information and has not sought any clarification / explanation from the department. Therefore, the information of the department is found to be unsatisfactory.

In response to query no. 3, the department has informed that "as per available record i.e. demand and collection register, property tax return for the year 2014-15, 2015-16 and 2016-17 have not been filed by the tax payer." Although this is not a matter under consideration in the present appeal case, but since the fact that the property owner has not deposited tax for the above-mentioned period has come to the notice of the department, the Deputy Commissioner, Rohini Zone, North DMC is advised to initiate appropriate action under the Act against the property owner for not depositing the property tax.

Decision

Since the department has provided satisfactory information to the appellant in respect of all the queries, except for query nos. 1, 3, 4, 5, 6 & 7, no further action is required to be taken by the department.

In respect of query nos. 1, 4, 5, 6 & 7, a revised reply shall be furnished to the appellant, as advised above, within two weeks of receipt of this order, directly to the appellant, with a copy marked to the Appellate Authority. The revised reply should be issued under the signatures and stamp of the Competent Authority

In respect of query no. 3, the Deputy Commissioner (Rohini Zone), North DMC, shall initiate appropriate action as advised above and inform the Commission accordingly.

With the above direction, **the appeal case is ordered to be closed before the Appellate Authority / PGC.**

(ASHOK KUMAR)

Chairman,
Public Grievances Commission

Copy to :

F. Appeal/883 & 884/2017/PGC/DRTI/NDMC/

Dated:

1. Shri Jagdeep Chillar, Deputy Commissioner (Rohini Zone), North DMC, Near Rajiv Gandhi Cancer Institute, Sector – 5, Rohini, Delhi – 110 085.
2. Sh. Vivek Bansal