

PUBLIC GRIEVANCES COMMISSION

(Govt. of National Capital Territory of Delhi)

APPELLATE AUTHORITY

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

Date of Hearing : 28.05.2018

Date of Decision : 28.05.2018

Applicant : Sh. Sunil Kumar Sharma

Respondent : Dy. Commissioner (City S.P. Zone)
North DMC, New Delhi

Appeal No : **352 & 357/2017**

Appeal filed on : 28.08.2017

DRTI Application filed on : 26.07.2017

Competent Authority replied on : No reply

1. Background :

Sh. Sunil Kumar Sharma, the appellant vide his two applications under Delhi Right to Information Act, 2001, had sought information from the Competent Authority notified under the DRTI Act-2001.

The appellant did not receive any information from the Competent Authority i.e. Deputy Commissioner (City S.P. Zone), North DMC. Hence, he filed the appeals before the Appellate Authority, Public Grievances Commission under Section 7 of DRTI Act -2001.

2. Proceedings

The appellant is not present. Shri A.K. Jain, AE (Building), City S.P. Zone, North DMC, is present on behalf of the respondent / Competent Authority. The reply submitted on behalf of the department has been examined.

Since the appellant and the respondent department in both appeals are the same, a joint order is being issued in respect of both appeals.

3. Decision

(i) **Appeal No. 352/2017**

(ii) **Appeal No. 357/2017**

The appellant is seeking information relating to complaints made by him in respect of two properties in Shastri Nagar on which illegal and unauthorised construction is allegedly being carried out.

In the hearing on 28/05/2018, the department representative submitted that reply has already been furnished to the appellant on 03/04/2018, as directed by the Commission in the order dated 22.03.2018.

The Commission noted that the Competent Authority, in response to point No. 1, has referred to the case of "Thavardas Amulrai Choithani Vs. Life Insurance Corporation of India, Vadodra decided on 21.05.2010", which is irrelevant, inappropriate and amounts to denial of information to the appellant. The Competent Authority is directed to be careful while incorporating any court reference in respect of replies to be furnished to the applicant.

However, the Competent Authority has provided the requisite information for both the queries jointly in point No. 2. The Competent Authority is advised that in future point-wise reply should be furnished to the appellant.

With the above observations and directions, the present appeal case is ordered to be closed before the Appellate Authority.

(SUDHIR YADAV)

Member,
Public Grievances Commission

Copy to :

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2. Shri Sunil Kumar Sharma