

PUBLIC GRIEVANCES COMMISSION

(Govt. of National Capital Territory of Delhi)

APPELLATE AUTHORITY

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

Date of Hearing : 07.06.2018

Date of Decision : 07.06.2018

Applicant : Sh. Shailender Kumar

Respondent : Dy. Commissioner (Civil Line Zone),
North DMC

Appeal No : 424/2017/PGC/DRI/NDMC

Appeal filed on : 27.10.2017

DRTI Application filed on : 31.08.2017

Competent Authority replied on : No reply

Background :

The appellant vide his application dated 13.09.2017 had sought information on total 10 queries. Aggrieved by non-receipt of any information from the Competent Authority, the appellant filed this appeal.

Proceedings :

The appellant is present and heard. Sh. Harish Kumar, LDC/CLZ, appeared on behalf of the department submitted a copy of the reply dated 30.05.2018, furnished to the appellant with reference to his application dated 31.08.2017. The reply was examined.

Decision :

On perusal of replies, it has been revealed that the information provided is incomplete and evasive. In the reply, only name of allottee has been provided to the appellant. In reply to information in respect of other queries the Respondent stated that the reply could not be provided as per Section 6 (b) of DRTI Act-2001. Mere, quoting provisions of Section 6 (b) to deny the information, without giving justification or reasoned order stating grounds as to how these provisions are applicable is unacceptable.

The Commission further finds it, prima facie, a case of malafide denial of legitimate information and causing deliberate obstruction in flow of information.

The Commission notes that there is inordinate delay in furnishing the information / reply to the appellant. The Competent Authority i.e. Deputy Commissioner (Civil Lines Zone), North DMC is directed to be careful and ensure that the replies are furnished to the appellant within 30 days from the date of receipt of the application, as stipulated under Delhi Right to Information Act-2001.

Decision :

The Competent Authority is directed to furnish a revised reply directly to the appellant, as available with the department, within 2 weeks from the date of receipt of this order with a copy marked to the Commission. The reply should be provided under the Signature and Stamp of the Competent Authority.

With the above directions, the matter is closed at the Commission's end.

(SUDHIR YADAV)

Member,
Public Grievances Commission

Copy to :

1. Deputy Commissioner
(Civil Lines Zone), North DMC
16, Rajpur Road,
Delhi – 110 054.
2. Shri Shailender Kumar