

CENTRAL INFORMATION COMMISSION

(Room No.315, B-Wing, August Kranti Bhawan, Bhikaji Cama Place, New Delhi 110 066)

Prof. M. Sridhar Acharyulu (Madabhushi Sridhar)

Central Information Commissioner

CIC/CC/C/2015/000173-SA

Dharampal Bhardwaj v. PIO, Deputy Commissioner (Kanjhawala)

Important Dates and time taken:

RTI: 27.08.2014	Complaint : 15.01.2015	
Show cause	Hearing: 05.09.2016	Decided on: 05.09.2016

Parties Present:

1. Complainant: Mr. Man Mohan.

Public authority: Mr. Rajkumar, AERO/APIO.

FACTS:

2. Appellant filed RTI application seeking information regarding documents based on which voter identity card was issued to Mr. Vikrant Yadav along with name of enquiring officer. There was no response. The appellant thereafter filed second appeal before this Commission.

Decision :

3. The respondent officer Mr. Rajkumar, AERO informed the Commission that several forms, registers and records of enumeration got drenched, mutilated and destroyed in 2010 due to heavy rainfall. However efforts are made to locate the record of enumeration of the old Assembly Constituency AC-20 Badli. The Commission directs respondent authority to list out the documents which were destroyed in the heavy rainfall and the records survived, and place the same on website, within one month from today. It is not proper for the office to seek an excuse of rainfall and deny the documents under RTI Act. They have a duty to tell the people the files destroyed or remained after rainfall, immediately within

one month. By not doing so the authorities are facilitating denial of RTI as per their convenience. The Commission directs respondent authority to trace the file and provide the documents, within one month and to provide certified copies of documents submitted by Mr. Vikrant Yadav based on which voter ID card was issued to him on 01.01.2016, within one week from the date of receipt of this order. The Commission directs the PIO Mr. Subhash, Assistant Commissioner (VAT) to show cause why maximum penalty should not be imposed against him for wrongful denial of information sought, within 21 days from the date of receipt of this order.

SD/-

(M. Sridhar Acharyulu)
Central Information Commissioner

Authenticated true copy

(Dinesh Kumar)
Deputy Registrar

Copy of decision given to the parties free of cost.

Addresses of the parties:

1. The CPIO under RTI,
O/o Dy. Commissioner, GNCTD,
Dist-NW, Kanjhawala, Delhi-110081.
(Now, DEO (North), DM Complex,
Alipur, Delhi).
2. Shri Dharampal Bhardwaj,
N-41D, 320 JJ Camp Suraj Park,
Samaypur Badali, Delhi-110042.