

CENTRAL INFORMATION COMMISSION
Room No.414, Baba Gangnath Marg, Munirka
New Delhi-110067

F. No.**CIC/KY/A/2016/000611/MCDND**

Date of Hearing : **15.11.2017**
Date of Interim Decision : **15.11.2017**
Appellant/Complainant : **Shri Krishan**
Respondent : **PIO/ Additional Deputy
Commissioner-Rohini,
North Delhi Municipal
Corporation**

Through:
Shri Hoshiar Singh

Information Commissioner : **Shri Yashovardhan Azad**

Relevant facts emerging from appeal:

RTI application filed on : 30.10.2015
PIO replied on : 04.12.2015
First Appeal filed on : 17.12.2015
First Appellate Order on : 04.03.2016
2nd Appeal/complaint received on : 04.04.2016

Information sought and background of the case:

Vide RTI application dated 30.10.2015, the appellant sought to know the reasons of retention of Sanitary Inspector one Shri Ranvir Yadav at ward No.48, Mangol Puri for a period in excess of 10 years and alongwith reasons of not transferring him out of the said ward. The PIO replied vide letter dated 04.12.2015 and furnished information on record. Upon the first appeal preferred by the appellant, the FAA directed the PIO to furnish revised reply within 15 days. Aggrieved with non-compliance of FAO, the appellant approached the Commission.

Relevant facts emerging during hearing:

Both the parties are present and heard. The appellant states to be working as Safai karamchari at Mangol Puri. It is his allegation that out of 122 Safai Karamcharis posted at Mangol Puri, only 40 are actually working and the rest

of 82 karamcharis do not work. He alleges that the said non-working safai karamcharis are being paid regular salary with the connivance of sanitary inspector, Sanitary Supdt. and Deputy Commissioner of the Zone. He alleges that the non-functional Safai karamcharis merely sign the attendance register and in lieu of this arrangement, every safai karamchari tenders a bribe amount of Rs.5000/- per month from their salary to the officials of sanitation Department. He states that retention of officials for unduly long tenure culminates into such misdeeds. He states that the sanitation work is actually dependent on only 40 workers as the others do not work due to the aforesaid arrangement which results into poor sanitation of the area. Per contra, the PIO present denies the allegations put forth by the appellant. However, the appellant reiterates his submission and produces original attendance registers before the Commission to buttress his contention that fake attendance records are maintained. Upon a query by the Commission, the appellant clarifies that a forensic examination of various signatures and thumb impressions affixed on attendance records would reveal that few persons have affixed signatures and thumb impressions impersonating all others who in fact never turn up to the office and draw salary while sitting idle at home. He requested the Commission to take the attendance records in custody and pass appropriate direction. The attendance records so produced are taken on record. The respondent present is confronted with the same and asked about the availability of attendance record with the appellant, however, the respondent has no plausible explanation to officer as to how the appellant secured access to attendance registers. Be that as it may, the attendance records are taken on record in view of the allegations made by the appellant.

Interim Decision:

After hearing the parties and perusal of record, the Commission takes cognizance of the allegations made by the appellant and directs the PIO /Deputy Commissioner to file a status report as affidavit before the Commission within 2 weeks of receipt of this order. The PIO as well as FAA are required to remain present before the Commission for further hearing. Re-notify for further hearing on 20.12.2017 at 11.00 am.

(Yashovardhan Azad)
Information Commissioner

Authenticated true copy. Additional copies of orders shall be supplied against application and payment of the charges prescribed under the Act to the CPIO of this Commission.

(R.P.Grover)
Designated Officer