

CENTRAL INFORMATION COMMISSION
August Kranti Bhawan, Bhikaji Cama Place,
New Delhi-110066

F. No. **CIC/YA/A/2016/000012**

Date of Hearing : **22.11.2016**
Date of Decision : **22.11.2016**
Appellant/Complainant : **Shri Bharat Arora, Delhi**
Respondent : CPIO, North Delhi Municipal Corporation, Delhi
Through:
Shri Ashish Sharma,
CPIO/AE(B),CLZ
Information Commissioner : Shri Yashovardhan Azad

Relevant facts emerging from appeal:

RTI application filed on : 07.09.2015
PIO replied on : 05.10.2015
First Appeal filed on : 02.11.2015
First Appellate Order on : 02.12.2015
2nd Appeal/complaint received on : 28.12.2015

Information sought and background of the case:

The appellant vide RTI application dated 07.09.2015 sought information regarding the status of the complaint related to unauthorised construction dated 17.06.2015. CPIO vide letter dated 05.10.2015 stated as under:

As per record, there is no unauthorized construction booking in r/o property No. 94, Block-A, Ashok Vihar, Phase-I, Delhi since January 2014.

The appellant preferred first appeal. FAA vide order dated 02.12.2015 upheld the reply of CPIO. Feeling aggrieved the appellant approached the Commission.

Relevant facts emerging during hearing:

The appellant is absent despite notice. The respondent CPIO is present and heard. He states that the appellant had referred to a complaint against an instance of alleged unauthorized construction. He states that as per the

averments contained in RTI application, the property concerned comes within the purview of Civil Lines Zones, whereas the complaint was purportedly addressed to Deputy Director, Rohini Zone. He clarifies that there is no such office and the aforesaid complaint was never received in the building department of Civil Lines Zone.

Upon a query from the Commission as to why the present RTI application was not taken up as a grievance, the CPIO assures the Commission that he shall take cognizance of the averments as a complaint and initiate action in accordance with law immediately.

Decision:

After hearing the respondent and perusal of record, the Commission directs the CPIO to intimate action taken upon the complaint against unauthorized construction. The same shall be intimated to appellant within 4 weeks of receipt of this order.

The appeal is allowed accordingly.

(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

Copy to:-

Public Information Officer under RTI
Executive Engineer-(Bldg.-II) / Civil Line,
North Delhi Municipal Corporation,
Building Department, Civil Lines Zone,
16, Rajpur Road, Civil Lines,
Delhi-110054.

First Appellate Authority under RTI
Superintending Engineer-II / Civil Line,
North Delhi Municipal Corporation,
Civil Lines Zone, Zonal Office Building,
16, Rajpur Road, Civil Lines,
Delhi-110054.

Shri Bharat Arora
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Ashok Vihar, Phase-I,
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