

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

F. No. **CIC/YA/A/2016/001449/MCDND**

Date of Hearing : **06.06.2017**
Date of Decision : **20.07.2017**
Appellant/Complainant : **Shri T C Gupta**
Respondent : **PIO, NORTH Delhi Municipal Corporation**

Through:

Dr. S. B. Singh, PIO/DHO CZ
Shri Balbir Singh APIO

Information Commissioner : Shri Yashovardhan Azad

Relevant facts emerging from appeal:

RTI application filed on : 26.11.2015
PIO replied on : 06.01.2016
First Appeal filed on : 22.01.2016
First Appellate Order on : 03.02.2016
2nd Appeal/complaint received on : 11.04.2016

Information sought and background of the case:

Vide RTI application dated 26.11.2015, the appellant sought information regarding no. of complaints received in office of Deputy Health Officers, City Zone, details of licences as well as unlicensed Hotels/Guest Houses/Dhaba/Tea Shops etc. besides details of challans issued under 7 points. The PIO furnished the following reply:

I have carefully gone through the questions and have to say that there is no such record under the possession and control of the undersigned PIO (Health) City Zone and cannot be provided to the applicant concerned.

In reply to rest of the questions at serial No. 2 to 7, the applicant is being requested to come in person in the office of the undersigned at any working day, inspect the record made available and get required information because of being voluminous in its nature.

Applicant is being informed accordingly.

Dissatisfied with the reply furnished, the appellant preferred first appeal. The FAA directed the PIO to furnish point wise reply to the appellant free of cost within one week. Aggrieved over non compliance of FAO, the appellant approached Commission.

Relevant facts emerging during hearing:

Both the parties are present and heard. The appellant states that he wanted to draw the attention of Commission towards the menace of the unauthorized operation of various Hotels, Guest Houses, Dhabas, Tea Shops in the City Zone area. He states that the waste-discharge from such eateries create a filthy scene besides providing ideal situations for outbreak of epidemic. He deems the laxity of Health department, North DMC to be the prime reason for such menace. Per contra, the respondent states that periodic checking is being carried out and a large no. of challans were issued in recent past to various establishments for creating insanitary conditions. As regards information desired, the PIO states that the information sought is not only voluminous but scattered also. He states that the appellant was advised to inspect the records but he did not avail the opportunity. In the course of hearing, the appellant prays for an opportunity to inspect the records. The PIO readily accedes to the request.

Decision:

After hearing parties and perusal of record, the Commission directs the PIO to offer inspection of the relevant records on a mutual convenient date & time to the appellant within 3 weeks of receipt of this order. The appellant shall be entitled to receive upto 50 pages of information free of cost.

The appeal is disposed of 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:-
