

CENTRAL INFORMATION COMMISSION

August Kranti Bhawan, Bhikaji Cama Place,
New Delhi-110066

CIC/SA/A/2016/001747

Date of Hearing : **23.08.2017**
Date of Decision : **23.08.2017**
Appellant/Complainant : **Duli Chand**
Respondent : **PIO /Tehsildar, o/o Dy.Commr.-
N/E, Nand Nagri**
Through:
Shri Amar Nath, Tehsildar
Information Commissioner : **Shri Yashovardhan Azad**

Relevant facts emerging from appeal:

RTI application filed on : 24.09.2015
PIO replied on : 21.01.2016
First Appeal filed on : -
First Appellate Order on : 21.03.2016
2nd Appeal/complaint received on : 20.06.2016

Information sought and background of the case:

Vide RTI application dated 24.09.2015 sought to know the reasons for non-issuance of caste certificate by Tehsildar (Karawal Nagar) and action taken against the concerned on his complaint dated 10.08.2015 under 6 points. CPIO vide letter dated 21.01.2016 furnished information as available on record. CPIO has informed in his letter that certificate has been issued on 30.09.2015. Being dissatisfied on the inordinate delay, the appellant filed an appeal. The FAA vide order dated 21.03.2016 directed to show cause PIO/SDM, Yamuna Vihar for the delayed response of RTI application.

Feeling aggrieved, the appellant approached the Commission.

Relevant facts emerging during hearing:

Both the parties are present and heard. The appellant states to have applied for issuance of caste certificate and due to undue delay in processing of his application, he filed the instant application seeking reasons for delay. Per contra, the respondent states that certificate was issued to the applicant

concerned and the grievance has been redressed. The respondent states that the application for issuance of certificate was filed with the office not having jurisdiction. He states that the certificate was issued within the prescribed time frame of 60 days. However, the Appellant draws the attention of the Commission towards the FAO, wherein a show cause was served upon the PIO for having caused delay in furnishing information. The appellant asserts for imposition of penalty & initiation of disciplinary action against the erring officials who caused a delay of 124 days in furnishing of information. However, the respondent present strongly refutes any malafide on the part of department.

Decision:

After hearing parties and perusal of record, the Commission finds that though the grievance has been redressed, however, the delay in furnishing of information remains unexplained.

The respondent is directed to furnish a written explanation citing reasons as to why the information was furnished belatedly. The same must reach Commission by 15.09.2017 positively. In addition, the outcome of the show cause for penalty issued by FAA's order dated 21.03.2016, shall also be intimated to the appellant with a copy marked to the Commission. Further proceedings, if deemed necessary shall be notified in due course.

The appeal is disposed of.

(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:-
