

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

F. No. **CIC/SA/A/2016/001784-ya**

Date of Hearing : 15.06.2017
Date of Decision : 10.07.2017
Appellant/Complainant : Shri Adarsh Kumar Handa
Respondent : PIO, Land & Revenue

Through:

Information Commissioner : Shri Yashovardhan Azad

Relevant facts emerging from appeal:

RTI application filed on : 26.03.2016
PIO replied on : -
First Appeal filed on : 09.05.2016
First Appellate Order on : 31.05.2016
2nd Appeal/complaint received on : 04.07.2016

Information sought and background of the case:

Vide RTI application dated 26.03.2016, the appellant sought details of acquisition of land situated in Khasra No. 243, 244 at village Gharaunda Neem ka Bangar, as purchased by father of appellant on 24.11.1955. The PIO did not reply. The FAA, while hearing the first appeal was apprised by the PIO that RTI application was replied to vide letter dated 01.04.2016. However, the FAA held the reply as inadequate and directed the PIO to furnish information within 15 days.

Relevant facts emerging during hearing:

The appellant is present and heard. The respondent is absent despite notice. The appellant states that the land in question was acquired around year 1970 during life time of his father. He asserts that being the legal heir of property after death of his parents, he sought to know the compensation provided against the said acquired land. He states that though the land was acquired by Govt., no compensation as per the Land Acquisition Act, 1894 was

disbursed. Upon a query from the Commission, the appellant states that he has no document in possession to substantiate his claims. Upon a further query from the Commission as to why he slept over his claim for almost four decades, the appellant could not state coherent reasons.

Decision:

After hearing appellant and perusal of record, the Commission finds the present RTI application has been filed to seek records more than fifty years old.. While the land in question got acquired in the lifetime of father of appellant, the claim of appellant to be a heir qua the property is grossly misplaced. The appellant has failed to bring on record any document to substantiate his claims, which are 'old, dormant as well as stale' being almost more than four decades old. The FAA has already ordered the PIO to provide information as available. The Commission directs the PIO to allow inspection of available relevant record of the period within 4 weeks of receipt of this order.

The appeal is dismissed.

(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:-
