

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

F. No. **CIC/SA/A/2016/001917**

Date of Hearing : **06.07.2017**
Date of Decision : **27.07.2017**
Appellant/Complainant : **Avtar Singh Chawla**
Respondent : **Public Information Officer O/o.
the Superintending Engineer-(
E&M)-WS-III, Delhi Jal Board
(Government of NCT of Delhi)**

Through:

Shri Vijay Kumar Nagar
Shri Ram Swarup

Information Commissioner : Shri Yashovardhan Azad

Relevant facts emerging from appeal:

RTI application filed on : 17.08.2015
PIO replied on :
First Appeal filed on : 23.12.2015
First Appellate Order on : 20.01.2016
2nd Appeal/complaint received on : 14.07.2016

Information sought and background of the case:

Vide RTI application dated 17.08.2015 the appellant sought following information:

1. *Who is the owner of Ranney Well No.2 of Delhi Jal Board Plot no. 133.*
2. *Is it Delhi Jal Board.*
3. *The copy of order of Permission given to Jal Board.*
4. *Date of Mutation of the said Plot of Ranney Well No. 2 of Delhi Jal Board.*
5. *Present status of Ranney Well No.2 of Delhi Jal Board.*

Having not received any reply from Delhi Jal Board the appellant approached to the First Appellate Authority. FAA directed SE (E&M) East to furnish suitable/ appropriate reply to the appellant within 15 days. The PIO

complied with the FAO and furnished the following reply:

The said RTI was not received in this office earlier. The land of Well No. 2 ie. RCC well no 2 pertains to DJB and at present the work of re-developing of the well is taken up by the CE (Water) Project.

Feeling aggrieved with the information furnished, the appellant approached the Commission.

Relevant facts emerging during hearing:

Both the parties were present and heard. The appellant states that the DJB had taken over the Well under reference for redevelopment. In this regard he seeks the copies of order of competent authority through which the possession of the site stood transferred to DJB. He also desires to know if the said plot was mutated in name of DJB. Per contra, the PIO states that the site is under possession and control of DJB for the re-development of the Well and RCC reinforcement work is being undertaken. He concedes that though the possession was transferred to DJB by GNCTD, the relevant office order in this regard is not traceable. Upon a query by the Commission if any such order was ever issued or not, the respondent pleads ignorance and seeks time to consult record.

Decision:

After hearing the parties and perusal of record, the Commission directs the PIO to furnish clear details of any executive order by virtue of which DJB holds possession of the site under reference. Assistance in this regard maybe sought from concerned transferor department of GNCTD. The information shall be furnished to the appellant within 2 weeks under revised reply.

(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:-

AVTAR SINGH CHAWLA House No. : C-7/279, LAWRENCE ROAD, KESHAVPURAM, NEW DELHI-110035.	Public Information Officer under RTI O/o. the Superintending Engineer-(E&M)-WS-III, Delhi Jal Board (Government of NCT of Delhi), Mandawali Booster Pumping Station, Delhi-110092.
First Appellate Authority under RTI O/o. the Chief Engineer-(East), Delhi Jal Board (Government of NCT of Delhi), Room No.-502, Varunalaya, Phase-2, Jhandewalan, Karol Bagh, New Delhi-110005.	