

CENTRAL INFORMATION COMMISSION

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

F. No. **CIC/YA/A/2016/002366**

Date of Hearing : 11.07.2017
Date of Decision : 11.07.2017
Appellant/Complainant : Shri Ram Dayal Mahto
Respondent : North Delhi Municipal Corporation

Through:

Shri Pawan Kumar, AE/Buildin
Information Commissioner : Shri Yashovardhan Azad

Relevant facts emerging from appeal:

RTI application filed on : 29.02.2016
PIO replied on : 04.04.2016
First Appeal filed on : 04.04.2016
First Appellate Order on : 18.05.2016
2nd Appeal/complaint received on : 13.07.2016

Information sought and background of the case:

Vide RTI application dated 29.02.2016, the appellant sought information regarding construction activity in ward No. 33, Pratap Vihar, Rohini Zone. In particular, he had asked for names of officers posted in the ward on and after 2012 and details regarding notices, FIR/demolition against unauthorised construction. The CPIO replied on 29.03.15 that information regarding 1 and 2 is already available in the public domain and for 3 & 4 queries regarding officers and unauthorised construction, he could inspect the available records. The FAA directed the CPIO to provide information with respect of point No.4 i.e. details of unauthorised construction.

Relevant facts emerging during hearing:

The appellant is absent despite notice. The respondent is present and heard. The respondent states that information as available on record has already been sent to the appellant. On being asked as to why the FAA directions are not complied with, respondent failed to provide any plausible reason. He,

however, assured that information with regard to point No. 4 shall be furnished in a week's time.

Decision:

After hearing respondent and perusal of record, the Commission finds that In terms of FAA's order, it was incumbent upon the then PIO/APIO to furnish specific information in respect of point No. 4. However, neither the PIO made any submission to that effect nor stated any plausible reason as to why the orders of FAA are not complied with. Therefore, prima facie, Shri Suresh Chand Meena, the then EE(B-II)RZ and Shri Mahesh Chandra, AE/Bldg/RZ are found responsible for violation of provisions of the RTI Act and Registry of this Bench is directed to issue SHOW CAUSE NOTICE to them for causing deliberate obstruction to the dissemination of information and actively violating the orders of the FAA.

The Commission also directs the respondent to send specific information with regard to point No. 4 to the appellant within a week's time.

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:-
