

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

F. No. **CIC/YA/A/2016/000053**

Date of Hearing : **31.01.2017**  
Date of Decision : **31.01.2017**  
Appellant/Complainant : **Shri Manoj Kumar Aggarwal,  
Delhi**  
Respondent : CPIO, East Delhi Municipal  
Corporation, Delhi  
Through:  
Dr. M C Sharma, AC  
**Information Commissioner : Shri Yashovardhan Azad**

**Relevant facts emerging from appeal:**

RTI application filed on : 26.06.2015  
PIO replied on : 30.07.2015  
First Appeal filed on : 28.08.2015  
First Appellate Order on : 01.10.2015  
2<sup>nd</sup> Appeal/complaint received on : 22.12.2015

**Information sought and background of the case:**

Vide RTI application dated 26.06.2015, the appellant sought information regarding sanitation facilities in Ward No. 251, New Usman Pur, Bahatpuri Patti Gali No. 13 to 24 and challans/fine levied thereof under 7 points. CPIO vide letter dated 30.07.2015 furnished point wise information as available on record. Not satisfied, the appellant filed an appeal. The FAA vide order dated 22.09.2015 directed the PIO to give specific information with regard to point 4 to 7. Feeling aggrieved, the appellant approached the Commission.

**Relevant facts emerging during hearing:**

Both parties are present and heard. The Commission inquired from the appellant as to which of his queries have not been replied to, to which the appellant pointed out the query number 4, 5 and 7. On query No.4, the appellant stated that against his query about the uniform for the safai karamcharis and which year it was supplied to, he was informed to get the relevant information from the Zonal Office, Shahdara. With respect to the

query No. 5, the respondent replied that information has been furnished. Against the query No. 7, the appellant stated that he sought details of the challans filed against his brother in court, specifically the names of the witness etc. He stated that these challans were filed against his brother and the court has imposed fines on his brother, so he wanted to know the entire details. The Respondent replied that after issuance of the challans to the respective offenders, the same are submitted before the court from where copies of the same can be made obtained, as per normal procedure.

**Decision:**

After hearing the parties and perusal of record, the Commission finds that the information provided in queries 5 and 7 are adequate. As far as the query No.4, is concerned, it appears that the respondent has evaded his responsibility and in a cavalier fashion dismissed the appeal by referring the matter to the Zonal Office. It is ironical that an officer of DEMS Department expresses ignorance about the uniform of DEMS employees i.e. safai karamcharis and is not even aware of the year since when the uniforms have been supplied, whereas the same could have been easily checked from the reply of the Zonal Office. It was not even forwarded to the Zonal Office and the Commission finds this in contravention to the spirit of the RTI Act. The Deputy Registrar of this Registry is accordingly directed to issue a Show Cause Notice to the then PIO Shri A.K. Singh to explain as to why appropriate penal action should not be initiated against him. Response to the Show Cause should reach the Commission by 15.02.2017 and hearing of the Show Cause is fixed for 23.02.2017 at 3.00 p.m. The current PIO, Dr. M.C. Sharma is directed to serve copy of the instant order alongwith the Show Cause notice upon the then PIO, Sh. A K Singh, who held office at the relevant point of time. Meanwhile the current PIO is further directed to provide accurate and correct information against the query number 4, to the appellant within two weeks of receipt of this order, with a copy marked to the Commission.

**(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:-

<b>CPIO:</b> <b>Assistant Commissioner – Shah,</b> <b>North Zone, East Delhi Municipal</b> <b>Corporation, Shahdara North</b> <b>Zone, Zonal Office, Room No.-13,</b> <b>Keshav Chowk, G.T. Road,</b> <b>Shahadara, Delhi-110053.</b>	<b>First Appellate Authority under</b> <b>RTI</b> <b>Deputy Commissioner-Gen.</b> <b>Branch/Shah-N, East Delhi</b> <b>Municipal Corporation, Shahdara</b> <b>North Zone, Zonal Office, Room</b> <b>No.-13, Keshav Chowk, G.T. Road,</b> <b>Shahadara, Delhi-110053.</b>
<b>MANOJ KUMAR AGGARWAL</b> <b>House No.: M-1, GALI NO. -13,</b> <b>BRAHAM PURI, DELHI-110053.</b>	