

केंद्रीय सूचना आयोग
CENTRAL INFORMATION COMMISSION
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File No.: CIC/AB/A/2016/000878-AB

In the matter of:

Gauri Shanker Mallu
R/o, Chaudhariyo Ka Mohalla,
Narayana, Distt-Jaipur,
Rajasthan-303348

...Appellant

Vs.

DPG & CPIO,
RTI Cell, Room No. 507,
Fifth Floor, Railway Board,
New Delhi-110001

...Respondent

Dates

RTI application	:	02.12.2015
CPIO reply	:	Not on record
First Appeal	:	29.01.2016
FAA Order	:	Not on record
Second Appeal	:	21.05.2016
Date of hearing	:	31.07.2017

Facts:

The appellant vide RTI application dated 02.12.2015 sought information regarding rules for publication of gazette notification in newspapers and the maximum time period within which it should be published. The CPIO's reply or the FAA's order is not on record.

Grounds for Second Appeal

The CPIO did not provide the desired information.

Order

Appellant : **Present**
Respondent : **PIO, Shri P.P. Chawla, DGM**

During the hearing, the appellant submitted that order dated 07.07.2017 was not proper. He further submitted that the PIO's submission was not proper in the case and the reply dated 24.07.2017 was misleading.

The PIO clarified that according to RAA, 2008, there is no time limit (gap) prescribed for publication of the contents of the Gazette notification after it is published in the govt Gazette. Hence the reply provided by the respondent was just and proper.

The appellant expressed his grievance that the notification was published in newspaper after 7 months and by that time the circle rate (per square yard rate of land) was increased substantially compared to what it was at the time/date the above stated Gazette notification about the acquiring of the said plot of land under the Land Acquisition Act was published. However, he was deprived the benefit of fair compensation by way of realistic land rate as the compensation amount due to him was based on the circle rate prevailing up on the date the Gazette notification was issued and not on the date of newspaper advertisements were published.

The Commission after perusal of record and based on submission, observed that the same RTI was decided on 07.07.2017 in appeal case number CIC/AB/A/2016/000876. It was further noted that the PIO complied with the order passed earlier by providing promptly and within time prescribed in the abovestated order of the Commission the copies of the documents ordered to be provided to the appellant.

The issue regarding delay in publishing Gazette notification in the newspapers and payment of fair compensation to the appellant by the railways is related to the appellant's personal grievance. The appellant is accordingly advised to approach proper forum for

redressal of his genuine grievance. In so far as information disclosure is concerned, the concerned PIO had duly complied with the order dated 07.07.2017 of this Commission.

With the above observation, the appeal is dismissed as devoid of merit.

Copies of the order be sent to both the parties free of cost.

[Amitava Bhattacharyya]
Information Commissioner

Authenticated true copy

(A.K. Talapatra)
Deputy Registrar

