

CENTRAL INFORMATION COMMISSION

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

F. No. **CIC/YA/A/2016/000089**

Date of Hearing : **02.12.2016**
Date of Decision : **07.12.2016**
Appellant/Complainant : **Shri P R Mogha, Delhi**
Respondent : CPIO, South Delhi Municipal Corporation, Delhi
Through:
Shri Vijay Kumar Gupta, School Inspector, CPIO/SDMC(Edu Dept.)
Shri Sanjeev Dara, AE(B),NorthDMC
Ms. Seema, AE(B), SDMC
Shri Rakesh Kr., EE(B), SDMC
Shri Aqil Ahmad,CPIO, Town Planning Deptt.
Shri RR Jha, CPIO, Planning Department

Information Commissioner : Shri Yashovardhan Azad

Relevant facts emerging from appeal:

RTI application filed on : 25.09..2015
PIO replied on : 20.10.2015
First Appeal filed on : 13.10.2015
First Appellate Order on : --
2nd Appeal/complaint received on : 05.01.2016

Information sought and background of the case:

The appellant vide RTI application dated 25.09.2015 sought information under 7 points regarding alleged encroachments made around various schools located in Delhi along with other incidental information. Since the queries related more than one department, the RTI application was transfer to Town Planning Department, Building Department/SDMC, Building

Department/North DMC, Deputy Health Officer/SDMC, Deputy Director of Education Najafgarh etc. Department wise separate replies to the queries concerning the answering department were duly sent to the appellant. However, feeling discontent over the information received, the appellant preferred first appeal and the same remained unheard. Feeling aggrieved the appellant approached the Commission.

Relevant facts emerging during hearing:

The appellant is absent despite notice. The respondent is present and heard. The Commission is in receipt of an e-mail from the appellant wherein he had requested for adjournment being a heart patient scheduled for check-up today. The e-mail was sent 4.34 am today. As many as 6 officers representing respondent are present before the Commission. In such circumstances, the Commission declines the request for adjournment. The appeal is being decided on the basis of material available on record.

It is submitted by the respondent that query no. 1 & 2 have been answered. As regards point no. 3 & 4 wherein the appellant had sought to know whether the building plans of various schools were duly sanctioned or not by MCD, the respondent states that all sanction plans are available on online on the respective portals of 3 Municipal Corporations. It is further contended that in absence of any precise information sought on this query, no straight jacket reply could be given. As regards query no. 5 wherein information regarding encroachments made around Delhi Public School (East of Kailash, R K Puram and Vasant Kunj), the Commission notes that a cogent and precise reply could have been given. Queries no. 6 & 7 are found vague.

Decision:

After hearing respondents and perusal of record, the Commission directs the respective CPIOs of SDMC (EE(B)/Hq and EE(B)/SZ) to furnish revised reply on point no. 5 of the RTI application within two weeks of receipt of this order.

The appeal is disposed 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:-

**Public Information Officer under RTI
Executive Engineer-Bldg.) / HQ.,
South Delhi Municipal Corporation,
Building Department, Headquarters,
8th Floor, Dr. S. P. M. Civic Centre,
Minto Road, New Delhi-110002.**

**Public Information Officer under RTI
Shri Bharat Bhushan – PIO & STP,
South Delhi Municipal Corporation,
Town Planning Department,
E-Block, 21st Floor, Dr. S.P.M. Civic Centre,
Minto Road, New Delhi-110002.**

**Public Information Officer under RTI
Executive Engineer-(Bldg) / HQ.,
North Delhi Municipal Corporation,
Building Department, Headquarters,
8th Floor, E-Wing, Dr. S.P.M. Civic Centre,
Minto Road, New Delhi-110002.**

**Public Information Officer under RTI
Assistant Commissioner / Najafgarh,
South Delhi Municipal Corporation,
Najafgarh Zone, Main Zonal Building,
Near Dhansa Stand, Najafgarh,
New Delhi-110043.**

**Public Information Officer under RTI
Deputy Health Officer – Health / Najafgarh,
South Delhi Municipal Corporation,
Health Department, Najafgarh Zone,
Near Dhansa Stand, Najafgarh,
New Delhi-110043.**

**Public Information Officer under RTI
Deputy Director of Education /NGZ,
South Delhi Municipal Corporation,
Education Department, Najafgarh Zone, Room
No.-102, New Zonal Building, Dhansa Bus Stand,
Najafgarh, New Delhi-110043.**

**Public Information Officer under RTI
Superintending Engineer-Planning,
South Delhi Municipal Corporation,
Planning Department, Headquarters,
19th Floor, Dr. S. P. M. Civic Centre,
Minto Road, New Delhi-110002.**

**First Appellate Authority under RTI
Superintending Engineer – Bldg. / HQ.,
South Delhi Municipal Corporation,
Building Department, Headquarters,
8th Floor, Dr. S. P. M. Civic Centre,
Minto Road, New Delhi-110002.**

**Public Information Officer under RTI
Executive Engineer-(Build.) / Central Zone,
South Delhi Municipal Corporation,
Building Department, Central Zone,**

**Public Information Officer under RTI
Executive Engineer-(Bldg.-II) / West Zone,
South Delhi Municipal Corporation,
Building Department, West Zone,**

**Shiv Mandir Marg, Lajpat Nagar,
New Delhi-110024.**

**Vishal Enclave, Rajouri Garden,
New Delhi-110027.**

**Shri P. R. Mogha
House No. : D-2/20,
Om Vihar Phase-5,
Uttam Nagar,
New Delhi-110059.**