

Central Information Commission

Mr. Kuldeep Singh Yadav vs Municipal Corporation Of Delhi on 5 January, 2010

CENTRAL INFORMATION COMMISSION

Club Building (Near Post Office)

Old JNU Campus, New Delhi - 110067

Tel: +91-11-26161796

Decision
Complainant

Complainant : Mr. Kuldeep Singh Yadav
B-116, Shiv Park
Nangloi, New Delhi-110086

Respondent : Public Information Officer
Supertdg. Engineer-II
O/o the Suptdg. Engineer
Municipal Corporation
Vishal Enclave, Rajouri
New Delhi

Facts

arising from the Complaint:

Mr. Kuldeep Singh Yadav had filed a RTI application with the PIO, ADC(West),MCD on 28/10/2009 asking for certain information. Since no reply was received within the mandated time of 30 days, he had filed a Complaint under Section 18 of the RTI Act with the Commission on 16/11/2009. On this basis, the Commission issued a notice to the PIO, O/o the Deputy Commissioner, MCD (West Zone) on 18/11/2009 with a direction to provide the information to the Complainant and further sought an explanation for not furnishing the information within the mandated time.

The Commission received a letter dated 09/12/2009 from the SE-I (West), wherein copy of information provided to the Complainant vide a letter dated 08/12/2009 was enclosed. Subsequently, the Commission received a letter dated 15/12/2009 from the SE-II (West), wherein copy of information provided to the Complainant vide a letter dated 10/12/2009 was enclosed. On perusal of the information it has been observed that information provided by SE-II (West) in regard to Query No.2 vide his letter dated 10/12/2009 is incomplete and inappropriate. The PIO should seek assistance under Section 5(4) and provide the complete information to the Complainant.

Decision:

The Complaint is allowed.

The SE-II (West) is directed to provide the complete and correct information in regard to Query No.2 of the RTI application to the Complainant before 02/02/2010. Proof of dispatch of information should be sent to the Commission before 06/02/2010. Further, the PIO is directed to submit a written explanation to show cause as to why penalty should not be imposed and disciplinary action

be recommended against him under Section 20 (1) & (2) of the RTI Act before 06/02/2010.

Notice of this decision be given free of cost to the parties. Any information in compliance with this order will be provided free of cost as per section 7(6) of RTI, Act, 2005.

Shailesh Gandhi Information Commissioner 05/01/2010 (For any further correspondence in this matter, please quote the file no. mentioned above)(SP)