

Central Information Commission

Room No.306, II Floor, B Wing, August Kranti Bhawan, Bhikaji Cama Place, New Delhi-110066
Tele:011-26180512 & 011-26717355 Fax : 01126106145 website-cic.gov.in

Adjunct to Complaint: No. CIC/AD/C/2012/001379/DS

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Appellant /Complainant : Shri Rakesh Agarwal , New Delhi
Public Authority : Transport Department(GNCT), Delhi
(No body attended)

Date of Hearing : 14 October 2013
Date of Decision : 14 October 2013

Facts:-

1. Further to Commission's order of even number dated 23 August 2013, matter pertaining to the show cause notice issued to the former CPIO Shri Mohinder Singh, Deputy Commissioner (autorickshaw unit) and currently posted as Secretary, STA, Government of NCT of Delhi was heard today. The officer has once again failed to appear before the Commission for personal hearing as per the provisions of section 20 (1) of the Act. Appellant appeared in person and made submissions. Appellant stated that he sought to have information in respect of the issues raised at points 5, 11 and 12 of his RTI application.

Decision notice

2. The Commission had previously issued show cause notice to the Shri Mohinder Singh formally CPIO and Deputy Commissioner (autorickshaw unit) in the same matter vide orders of even number dated 17 September 2012 and 23 August 2013 in which it was specifically stated that if the officer fails to appear then Commission will take ex-parte decision in the matter of show cause notice. The officer has also failed to provide the requested information to the appellant in spite of clear directions from the Commission to him in this regard. Therefore Commission imposes maximum penalty of Rs. 25,000/- on Shri Mohinder Singh formally CPIO and currently posted as Secretary, STA, GNCTD. This amount will be deducted from his salary in five equal instalments @ Rs.5000/-. The Appellate Authority is directed to recover the amount of Rs. 25,000/- from the salary of the CPIO and remit the same by a demand

draft or a Banker's cheque in the name of the Pay & Accounts Officer, CAT, payable at New Delhi and send the same to Shri Pankaj K.P. Shreyaskar, Director and Joint Registrar of the Central Information Commission, 2nd. Floor, August Kranti Bhawan, New Delhi-110066. The amount may be deducted at the rate of Rs. 5000/- per month every month from the salary of the CPIO and remitted by the 10th of every month starting from November, 2013. The total amount of Rs. 25,000/- will be remitted by 10th of April 2014.

3. Further, Commission draws the attention of the Chief Secretary of the Government of NCT of Delhi to this order with recommendation as per the provisions of section 20 (2) of the RTI Act, 2005 for initiating disciplinary action against the aforementioned officer under the service rules applicable to him.

(Smt. Deepak Sandhu)
Chief Information Commissioner

Authenticated true copy:

(T. K. Mohapatra)
Dy. Secretary & Dy. Registrar
Tel. No. 011-26105027

Copy to:-

1. Shri Rakesh Agarwal
C/o Nyaya Bhoomi
B-9, Vikram Nagar
Feroze Shah Kotla
New Delhi-110002
2. The CPIO
Office of the Motor Licensing Officer
Transport Department (GNCT)
Auto Rickshaw Unit, Burari,
Delhi-110084
3. Shri Mohinder Singh
Former CPIO

(Through current CPIO)
Currently posted as Secretary, STA
Delhi

4. The Chief Secretary of the
Govt. of India,
NCT of Delhi.

5. Shri Pankaj K.P. Shreyaskar,
Director and Joint Registrar
of the Central Information Commission,
2nd. Floor, August Kranti Bhawan,
New Delhi-110066.