Facts arising from the Complaint:

The Complainant, Mr. Manish Kumar had filed a RTI application dated 06/12/2010 with the Registering Authority, Janakpuri, New Delhi asking for certain information. On not having received any information within the mandated time the Complainant filed a Complaint under Section 18 of the RTI Act with the Commission. On this basis, the Commission issued a notice to the PIO, Transport Department, GNCTD, South-West Zone, District Centre, Janakpuri, Delhi-110058 on 31/03/2011 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 is in receipt of the submissions of the Respondent No.2 i.e., MLO/SWZ-I vide letter dated 02/05/2011 wherein it has been stated that the reply had been sent to SPIO/PCO vide his office letter dated 28/12/2010. The PCO/SPIO had sought the assistance of MLO (SWZ-I) under Section 5(4) of the RTI Act in supplying information with respect to the said RTI application vide letter dated 20/12/2010.

On perusal of the records before the Commission it is noted that even though the MLO/SWZ-I had forwarded the information sought under the RTI application to the PCO/SPIO on 28/12/2010 no further communications have been made to the Complainant by either of the Respondents.
**Decision:**
The Complaint is allowed.

In view of the aforesaid the Respondents are hereby directed to provide correct and specific reply with respect to the RTI application dated 06/12/2010 to the Complainant before 28th June 2011 with a copy to the Commission.

From the facts before the Commission it appears that both the Respondents have not provided the correct and complete information within the mandated time without any reasonable cause and have failed to comply with the provisions of the RTI Act. Their action clearly amounts to denial of information without any reasonable cause. The Respondents are hereby directed to present themselves before the Commission on 06/07/2011 at 11.30AM along with their written submissions to show cause why penalty should not be imposed and disciplinary action be recommended against them under Section 20 (1) and (2) of the RTI Act should not be taken. Further, the Respondents may serve this notice to such person(s) who are responsible for this delay in providing the information, and direct them to be present before the Commission along with themselves on the aforesaid scheduled date and time. If the information has already been supplied to the Complainant, bring a copy of the same to the Commission with your written submissions, and also proof of seeking assistance from other person(s), if any.

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.

Shailesh Gandhi
Information Commissioner
13 June 2011

(In any correspondence on this decision, mention the complete decision number.)(RJ)