

144/2022  
22/4/2022

Date: 16-04-2022

NISHANT RAI  
ADVOCATE  
403, Nilgiri Apartments  
Barakhamba Road, New Delhi-110001  
Phone: +91 9910512501  
Email: [rai.nishant@gmail.com](mailto:rai.nishant@gmail.com)

To,

Ms. Ruby Kaushal  
Secretary and First Appellate Authority  
Delhi Urban Art Commission  
Core 6A, Indian Habitat Center  
New Delhi-110023

**Sub: First Appeal against PIO for denying information as sought under Right to Information Act, 2005**

Dear Madam,

The undersigned Appellant is writing to you against the decision of the PIO in my RTI application dated 11-03-2022. Copy annexed as Annexure 1. Decision of the learned PIO dated 06-04-2022 wherein information is denied citing vague reasons of section 8(1) (d) and 8 (1) (e) due to intellectual property and fiduciary relationship is annexed as Annexure 2.

It is humbly submitted that the appellant is a resident of the same society for which layout plans and approval application (information was sought) for expansion of FAR. I have a very strong reason to believe that NOC/approvals from the government agencies has been taken by the Management Committee on basis of fabricated layout plans contravening clause 8.2 of Unified Building bye laws for Delhi 2016 notified on 22-03-2016. The Management committee as well as now PIO has also denied me the vital information/documents which in every manner affects my safety, life and security of my property and my family.

Moreover, the approved building plans/layout plans and applications do not attract in any manner whatsoever the provisions quoted by the PIO. The minutes as available online were provided with the application to the PIO for her assistance, so that provision of information/documents as sought does not get delayed. However, I have been refused information/documents completely. The project in furtherance of such approvals/layout plans etc. will inflict huge financial burden on me and my family and also it appears that it is contravening provisions of law meant for safety in emergency situation which affects safety of the entire structure and all residents living in it as well.

Therefore, it is most humbly requested to you to provide me information as sought in my application at the earliest and oblige.

By  
22-4-2022  
Asmit Alka, CP10  
P.S.  
A

Thank you.

*Nishant Rai*

Nishant Rai

Advocate

403, Nilgiri Apartments

Barakhamba Road, New Delhi-110001

Phone: +91 9910512501

Email: [rai.nishant@gmail.com](mailto:rai.nishant@gmail.com)

Enclosures: RTI application dated 11-03-2022 Annexure 1

PIO decision dated 06-04-2022 Annexure 2

Annexure - 1

Date: 11-03-2022

To,

The Public Information Officer  
Delhi Urban Art Commission  
Core 6A, UG & First Floor  
Indian Habitat Centre, Lodhi Road, New Delhi-110003

Sub: Application under Right to Information Act, 2005

Dear Sir/Madam,

As per provisions of Right to Information Act, 2005, this application is being made by the applicant to your Authority. It is requested that you furnish the following information/documents/details at the earliest:

1. Provide copy of approval letter with observations dated 03-10-2018 for Layout and building plans in respect of Add./Alt. in Sadbhawna CGHS Ltd., plot no. 11, Sector-11, Dwarka, Delhi-110075.
2. Provide copy of Layout and building plans provided to Delhi Urban Art Commission along with the application copy/online request copy.

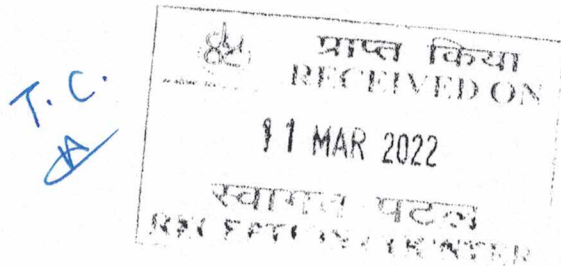
For your convenience, it is informed to you that the above requested documents are mentioned ACTION TAKEN REPORT ON MINUTES OF 1460th MEETING OF THE COMMISSION HELD ON SEPTEMBER 29, 2018 which is available online. Copy attached for your convenience.

Requisite fee of Rs. 10/- (Rupees Ten Only) is annexed herewith through Indian Postal Order. It is further requested that the above requested information/details be furnished at the earliest.

Thanking you.

Yours sincerely,


  
Nishant Rai  
Advocate  
403, Nilgiri Apartments  
Barakhamba Road, New Delhi-110001  
Phone: +91 9910512501  
Email: [rai.nishant@gmail.com](mailto:rai.nishant@gmail.com)





**ACTION TAKEN REPORT ON MINUTES OF 1460<sup>th</sup> MEETING OF THE COMMISSION**  
**HELD ON SEPTEMBER 29, 2018**

Sl. No.	Name of the project	Observations/ Decisions	'Status' date of issuance of letter of observations/ decisions	Action Taken
1	Building plans in respect of Redevelopment of residential colony for AIIMS at Ayur Vigyan Nagar.	Not approved. Observations given.	03.10.2018	Online letter issued. File closed.
2	Layout and building plans in respect of Add./Alt. in Sadbhawna CGHS Ltd., plot no. 11, Sector-11, Dwarka.	Approved with observations	03.10.2018	Online approval conveyed. File closed
3	Completion plans in respect of Delhi Municipal Press CGHS Ltd., plot no.29, Sector-10, Dwarka.	NOC approved with observations	03.10.2018	Online NOC conveyed. File closed.
4	Completion plans in respect of Vasundhara CGHS, Dwarka	Not approved. Returned to DDA with observations.	03.10.2018	Online letter issued. File closed.
5	Plans in respect of Plot No. 5708-5717, Kothi Barwali, Nai Sarak, Chandni Chowk.	Approved with observations	03.10.2018	Online approval conveyed. File closed
6	Building plans in respect of Motel and Commercial building at Samalkha.	Not approved. Observations given.	03.10.2018	Online letter issued. File closed.
7	Layout and building plans in respect of Commercial Multiplex at plot no.4, sector-12, Dwarka.	Not approved. Observations given.	03.10.2018	Online letter issued. File closed.
8	Completion plans in respect of Bhartiya Vidya Bhawan at K.G. Marg.	NOC approved	10.10.2018	Letter issued. File closed.
9	Completion Plans in respect of IDC CGHS Ltd. at Dwarka	Not approved. Observations given.	03.10.2018	Online letter issued. File closed.
10	Building plans in respect of Bharti Educational Trust, Kondli Gharoli, Mayur Vihar Phase-3.	Not approved. Observations given.	03.10.2018	Online letter issued. File closed.
11	Addition and alterations plans in respect of Multilevel Parking with Commercial Development at Metro Station, Janakpuri West	Approved.	03.10.2018	Online approval conveyed. File closed
12	Layout & building Plans in respect of Add./Alt. in Rudra CGHS, Plot No. 12, Sector-6, Rohini.	Not approved. Observations given.	03.10.2018	Online letter issued. File closed.
13	Layout and building plans in respect of Delhi EPDP CGHS Ltd., plot no. 19, Sector-4, Dwarka.	Not approved. Observations given.	03.10.2018	Online letter issued. File closed.

Tone Copy  


T.C  


# दिल्ली नगर कला आयोग

कोर-6ए, यूजी एवं प्रथम तल भारत पर्यावास केंद्र,  
लोधी रोड, नई दिल्ली - 110003  
(सांविधिक निकाय, आवासन और  
शहरी कार्य मंत्रालय, भारत सरकार)



## DELHI URBAN ART COMMISSION

CORE-6 A, UG & FIRST FLOOR, INDIA HABITAT CENTRE,  
Lodhi Road, New Delhi - 110003  
(A Statutory Body of Ministry of  
Housing and Urban Affairs, Govt. of India)

Annexure - 2

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No.47(107)/2022-RTI Cell

6 April, 2022

सेवा में,

श्री निशांत राय,  
Advocate, 403, नीलगिरी Apartments,  
बाराखम्बा रोड, नई दिल्ली -110001

विषय:- RTI application Under RTI Act, 2005 – Reg.

महोदय,

कृपया उपर्युक्त विषय पर अपनी आर०टी० आई एप्लीकेशन दिनांक 11-03-2022 का अवलोकन करें। संबंधित अधिकारी द्वारा आपकी आर०टी० आई एप्लीकेशन के संबंध में मांगी गई जानकारी निम्नानुसार है:

Sl. No.	Information sought	Information provided
1.	Provide copy of approved letter with observations dated 03-10-2018 for Layout and building plans in respect of Add./Alt. in Sadbhawna CGHS Ltd., plot no.11, Sector-11, Dwarka, Delhi-110075.	Minutes of the meeting are available on DUAC website at <a href="http://www.duac.org.in">www.duac.org.in</a>  The information cannot be revealed under section:- 8(1)(d) and 8(1)(e) of RTI Act 2005 due to intellectual property & fiduciary relationship issues respectively.
2.	Provide copy of Layout and building plans provided to Delhi Urban Art Commission along with the application copy/online request copy.	

यदि आप उपर्युक्त निर्णय के संबंध में कोई अपील करना चाहते हैं तो वह श्रीमती रुबी कौशल, सचिव एवं प्रथम अपीलीय प्राधिकारी, दिल्ली नगर कला आयोग, कोर-6ए, भारत पर्यावास केंद्र, लोधी रोड, नई दिल्ली-110003 को इस पत्र के प्राप्त होने के तीस दिन के भीतर की जा सकती है।

T.C.  
A

भवदीय,

*अलका धीर*

(अलका धीर)

निजी सचिव

केन्द्रीय जन सूचना अधिकारी



दूरभाष PHONE : 24619593, 24618607, 24690821, 24636191, फैक्स FAX : 24648970

ई-मेल E-MAIL : [duac74@gmail.com](mailto:duac74@gmail.com), [duac@gov.in](mailto:duac@gov.in), [secv-duac@gov.in](mailto:secv-duac@gov.in) वेबसाइट WEBSITE : [www.duac.org.in](http://www.duac.org.in)