



No: 47(3)/RTI Cell/Appeal/2022
Delhi Urban Art Commission,
Core 6A, Upper Ground Floor, India Habitat Centre, Lodi Road,
New Delhi-110003.

Dated: August 5, 2022

ORDER OF APPELLATE AUTHORITY

An Appeal RTI Appeal no: DUACO/A/E/22/00006 dated 06.07.2022 filed by Shri Devender Kumar Mittal, A 3 District Centre, Select City Walk, Saket, New Delhi-110017 against the decision dated 19.05.2022 given by Smt. Alka Dhir, Private Secretary & CPIO, DUAC, New Delhi.

On an RTI application filed by Shri Devender Kumar Mittal under Section 19(1) of the Right to Information Act, 2005. In exercise of the powers, conferred upon the Appellate Authority by Section 19(6) of Right to Information Act, 2005, the Appellate Authority makes the following order:

1. Shri Devender Kumar Mittal has filed an RTI application No. DUACO/R/E/22/00005 dated 20.04.2022 under the Right to Information Act, 2005 seeking the following information:
 - "1. Copy of Elevation drawings alongwith the notings approved and granted by your office online or manually for additional FAR on 17/01/2020 to Select Infrastructure Pvt Ltd. in respect of plot at A3, PIB District Centre, Saket, New Delhi-110017.
 2. Copy of minutes while approving the sanction of Elevation drawing of the enhanced FAR given to Select Infrastructure Pvt Ltd in respect of plot at A3, PIB District Centre, Saket, New Delhi-110017 between the years 2018 and 2021.
 3. If the approval has been granted by your office between October 2019 and January 2020, the reason for approving the same particularly when the approved additional FAR is obstructing our hotel block. As a result it deviates from the original Elevation Sanctioned in the year 2007."
- a. Smt. Alka Dhir, Private Secretary & CPIO, DUAC vide letter no. 47(3)/2022-RTI Cell dated 19.05.2022 had given the following reply to Shri Devender Kumar Mittal within the stipulated time limit.
 - "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.
 - The minutes of meeting are available on DUAC website at www.duac.org.in
 - The Commission consider the proposal only as per its mandate in terms of the provisions as stipulated under DUAC Act 1973 (available on DUAC website at www.duac.org.in)"
- b. Since Shri Devender Kumar Mittal was not satisfied with the reply given by Smt. Alka Dhir, Private Secretary & CPIO related to the query of his RTI application No. DUACO/R/E/22/00005 dated May 19, 2022, he has filed an appeal dated 06.07.2022 before the Appellate Authority.

ORDER OF APPELLATE AUTHORITY

1. The original application of the applicant and the reply from CPIO has been carefully examined from the concerned RTI file. I am of the opinion that the information provided by Smt. Alka Dhir, Private Secretary & CPIO is in order.
2. The appeal stands disposed of.

Date: August 5, 2022

Place: New Delhi

To,

Shri Devender Kumar Mittal,
A 3 District Centre, Select City Walk, Saket,
New Delhi-110017

Copy to: Smt. Alka Dhir, Private Secretary & CPIO, DUAC.


(Ruby Kaushal)
Secretary &
First Appellate Authority

