

## RTI First Appeal Index

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Total 3 Copies of 1<sup>st</sup> Appeal under RTI Act are enclosed.



**The Right to Information Act, 2005**

**First Appeal for State Govt., Haryana**

To,  
First Appellate Authority under RTI Act,  
Sh. Dilbagh Singh, CTP,  
IPD & C&H Division,  
C-13 & 14, HSIIDC,  
Sector-6, Panchkula - 134109  
Ph. No. 0172-2560130

Dear Sir,

As I am aggrieved by no information provided by State Public Information Officer in stipulated time and unsatisfactory reply given after defined time limit for RTI Application, I hereby file 1<sup>st</sup> Appeal under RTI Act for your kind decision.

**Details of appellant**

Kamal Kishore  
C/o Aricent Group,  
E418-259, Plot No. 418, Udyog Vihar Phase IV,  
Gurgaon – 122015  
(Mobile No: +91-9711311475; Email: k3kish@gmail.com)

**Details of SPIO:**

SPIO (to whom application was sent)	SPIO (who replied to application)
Sh. P.K. Garg, DGM (IA), The State Public Information Officer, HSIIDC (Industrial Area), C-13 & 14, HSIIDC, Sector-6, Panchkula, Haryana Ph. No. 0172-2567103	Ms. Priya Sardana, DGM (C&H Division), The State Public Information Officer, HSIIDC (Commercial & Housing), C-13 & 14, HSIIDC, Sector-6, Panchkula, Haryana Ph. No. 0172-2590371

**Details of RTI application to SPIO:**

Date of Application: 11 October, 2011  
Speed Post dispatch on: 13 October, 2011  
Date of application deliverance by Speed Post: 17 October, 2011

**Particulars related to RTI Application:**

Attached Indian Postal Order of Rs. 50/- only for RTI Application fee as defined in Haryana RTI Act, 2005 on 05 October, 2011 against serial No. 58G 241694  
RTI Application under RTI Act sent via Speed Post bearing Receipt No. EH302306729IN to the State Public Information Officer, Sh. P.K. Garg, DGM (IA), HSIIDC (Industrial Area), Haryana



**Details of information sought:**

Copy of RTI Application enclosed.

**Particulars of Decision of SPIO:**

No communication from State Public Information Officer, Sh. P.K. Garg, DGM (IA), HSIIDC (Industrial Area), Haryana till 6 December, 2011.

On 6 December, 2011, I received a letter from SPIO-cum-Dy. Gen. Manager, HSIIDC containing reply to few questions.

**Brief facts of the case and Grounds for 1<sup>st</sup> Appeal:**

I sought information under RTI Act-2005 regarding information related to multilevel parking in Udyog Vihar, Gurgaon planned by HSIIDC in the backyards of HSIIDC Office, Phase V, Vanijaya Nikunj, Gurgaon. The application was sent to State Public Information Officer, Sh. P.K. Garg, DGM (IA), HSIIDC (Industrial Area), Haryana.

- a) There has been no communication from SPIO in regard to my application till date. If SPIO forwarded application to other concerned Public Information Officer, under clause of Transfer of Applications in RTI Act, 2005, then there should be copy of letter forwarded to me or response from concerned PIO to me. Even in this case, it should fetch another 5 days in addition of 30 days period of reply to RTI Application by PIO, hence in this case, this date is 22 November, 2011 (5 days after 17 November, 2011). I have not received any communication in regards to my RTI Application till date from PIO.

This is a case of denial of information by Public Information Officer. RTI Application is attached with this 1<sup>st</sup> Appeal under RTI Act, 2005. Please take a note of the facts and information asked in RTI Application. I request you to take an appropriate action against the related authority and please provide me the required information, I asked.

- b) I have got a reply from SPIO-cum-Dy. Gen. Manager, HSIIDC on 6<sup>th</sup> December, 2011. The reply provided in regard to my application has been sent after approximate 50 days of my application, which is not justifiable under RTI Act, 2005. This reply of SPIO accounts for the penalty for providing late reply without any reasons. Please take an appropriate action in this regard.



c) Reply to my application is totally unsatisfactory by not providing proper details of the information asked. If some information is not available to your department, then it should be transferred to relevant & concerned dept within pre-defined time frame.

i) Details about the grant approved for multilevel parking (Q. 2, 3 & 4) have not been provided. If not available, then it should already be sent to concerned dept for proper action. No detail has been given about 'Consultant' related to this project.

ii) "Who is competent authority?" Nothing has been referenced to competent authority, but named many times for construction of Multilevel Parking Facility in Udyog Vihar, Gurgaon. Hence, incomplete information about Q 5, 6 & 7.

iii) For Q. 8 & 9, application has been forwarded to SPIO, Indl. Area Division, HSIIDC, Panchkula after 50 days of application received, which is wrongful act with the predefined timelines under RTI Act. This will take another 30 days to reply.

iv) 'Consultant' and 'Competent Authority' refers to nobody in answers 11, 12 & 13. And no actions for these questions' reply have been provided, which leads to Denial of Information under RTI Act, 2005.

d) No relevant/concerned First Appellate Authority details have been mentioned in the reply of this RTI Application. So this appeal has been applied to your honorable office.

Please provide me the asked information under RTI Act, 2005 as soon as possible and take appropriate actions with penalty against SPIO, HSIIDC for above reasons of 1<sup>st</sup> Appeal.

**Last Date for filing 1<sup>st</sup> Appeal: 6<sup>th</sup> January, 2012**

**Personal Presence at hearing: YES**

**Enclosures:** Copy of RTI application, copy of Indian Postal Order attached with RTI Application, copy of speed post receipt, copy of reply letter sent by SPIO, 3 Copies of 1<sup>st</sup> Appeal under RTI Act

**Declaration:**

I hereby state that the information and particulars given above are true to the best of my knowledge and belief. I also declare that this matter is not previously filed with any information commission nor is pending with any Court or tribunal or authority.

Place: Gurgaon

Date: 21 Dec. 2011

  
Signature of appellant



The Right to Information Act, 2005

To,  
Sh. P.K. Garg,  
DGM (IA),  
The State Public Information Officer,  
HSIIDC (Industrial Area),  
Haryana

From:

Kamal Kishore  
c/o Aricent Group,  
Plot No. 418, Udyog Vihar Phase IV,  
Gurgaon – 122015  
(Mobile No: +91-9711311475; Email: k3kish@gmail.com)

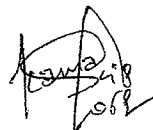
**Subject:** Application for Information under Right to Information Act 2005

I, Kamal Kishore, a citizen of India, request you to kindly provide me the following information under the **Right to Information Act, 2005**:

- 1) A multilevel parking in Udyog Vihar, Gurgaon had been planned by HSIIDC (Industrial Area Wing) in the backyards of HSIIDC Office, Phase V, Vanijaya Nikunj, Gurgaon. The foundation stone was laid by Ch. Om Prakash Chautala, Ex. CM, Haryana on Feb. 24, 2004 in the above specified area. The parking space was planned to reduce the parking problems in the city's prime industrial and commercial zone. After laying foundation stone more than 7 years back, there has been no dedicated parking space for the parking facility in Udyog Vihar, Gurgaon.
- 2) Please inform what grant had been approved for this project. As it had been declared so many years back, what progress had been made in this multilevel parking construction during last 7 years and 8 months.
- 3) If no grant had been approved, on what basis this multilevel parking facility project was scrapped and when? Please provide the full details of this decision.
- 4) Else if grant had been approved for the project, why there is no parking facility yet? Who took the public money granted for the same?

  
Kamal Kishore  
20/08/09

- 5) Please inform me the Name, Designation, Address, Office Telephone number of the Officers of the related Authority, who are responsible for no construction of this multilevel parking facility and passed the payments. This means that these officials did not do their job properly. Their inaction has caused so much loss to the exchequer and so much inconvenience to the public. They are also guilty of criminal misconduct under the Prevention of corruption Act.
- 6) By when will action be taken against them and what action will you take against no construction of this multilevel parking facility?
- 7) Please provide me with a certified copy of the Action Taken Report if action already taken.
- 8) The space earmarked for this ambitious project lies just behind HSIIDC Office in Vanijaya Nikunj, Udyog Vihar Phase V, Gurgaon. Please tell which agency is responsible for caretaking this area. This area is being littered with human faeces and by pedestrians for passage. One of its walls facing Foundation Stone has been broken from many places to get passage thru' this area. Few weeks back, an iron gate had been installed on this wall, but it also had been tempered and allowed to open 24 hours a day. Who owns the responsibility for the security of this area? If anything unwanted happens in this area, who will be blamed. Please give me the details of what has been done for security of this area so far and next course of action on this.
- 9) Vehicles in Udyog Vihar, Gurgaon are parked roadside, which also leads to traffic problems and space crunch. Also, number of vehicles parked in such a way, are towed away by traffic police. All this chaos can be reduced by strict action for parking facility construction. Now, what agency is to be blamed?
- 10) How many written or verbal complaints has the related Authority received regarding the construction of this multi level parking facility? Please give me the following information about each of the complaints:
  - a) Date of complaint
  - b) Daily progress of the complaint received
  - c) Action taken on the complaint received
  - d) Date of reply given to the complainant and a copy of the reply
- 11) By what time professionals working in Udyog Vihar, Gurgaon can expect this multilevel parking facility to be constructed and in use?
- 12) If the multilevel parking facility project was scrapped, what and when new actions have been being taken during last 7 years & 8 months to check and reduce the parking problems in this area? How many times have different studies on this project occurred and what were the outcomes each time? What budget was approved for these studies every time?
- 13) If the multilevel parking facility construction or some other new actions are not taken by the date indicated in Item 6, 11 & 12 above, what action will be taken and what penalties





will be levied by state authorities against the officers/ contractors/ agencies which do not meet the expectations?

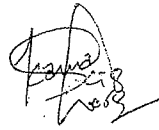
I am attaching the receipt of the payment of application fees for this RTI Application via Indian Postal Order Rs. 50/- only and serial no. **58G 241694**. I am willing to pay any further charges as decided by the PIO and communicated to me with a reasoned written order, giving detailed calculations for arriving at the additional charges so requested by the PIO.

Thanking You  
Kamal Kishore

Date: 11 Oct. 2011

Mobile No: +91-9711311475

Email: [k3kish@gmail.com](mailto:k3kish@gmail.com)



GENERAL COUNTERFEIT

To be detached and kept by the Sender.

₹ 50.00 RS. POSTAL ORDER

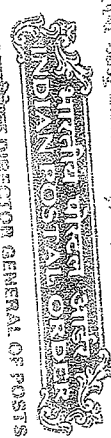
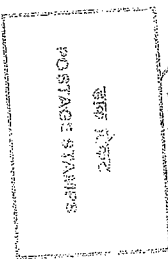
To whom payable DGM (IA)

SPID, HSTIDD, Haryana

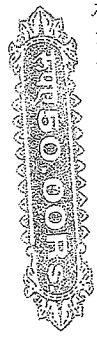
At what Office Panchkula H.O.

Date sent 11-10-2011

58G 241694



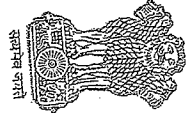
PAY TO DGM (IA), SPID, HSTIDD, Haryana



AT THE POST OFFICE AT

Panchkula H.O.

58G 241694



RENDER MAY FILL IN HIS NAME AND ADDRESS HERE.

Kamal Kishore  
c/o Arcenal Group, Plot No. 4192  
Village Vihar Phase-4, Gurgaon

DO NOT WRITE BELOW THIS LINE

418  
2/5

SP RAILWAY ROAD <122006>  
E H30Z306729 IN  
Counter No: 1, OP-Code: PA  
To: SH. P. K. GARG,  
PANCHKULA, PIN-134109  
From: KAMAL KISHORE, GEN  
Wt: 20grams, 13/10/2011, 10:31  
Amt: 25.00, 13/10/2011, 10:31  
Taxes: Rs. 2.36 <<Track on www.india-post.gov



हरियाणा राज्य औद्योगिक  
एवं संरचना विकास  
निगम लिमिटेड



Haryana State Industrial and  
Infrastructure Development  
Corporation Ltd.

(A State Government Undertaking)

*Regd Post*

No.HSIIDC:C&H:2011: 798  
Dated: 1.12.11

✓ Shri Kamal Kishore,  
C/o Aricent Group,  
Plot No..418,  
Udyog Vihar, Phase-IV,  
Gurgaon - 122 015.

Sub: Application Under RTI Act, 2005.

Dear Sir,

Kindly refer to your application dated 11.10.11 on the subject cited above. The replies to queries raised by you vide your letter under reference are as under:-

1. No information has been sought.
2. No details of grant approved for the project are available in C&H Division. A consultant was appointed and the final report is yet to be received. However, a best use study is also being conducted for Vanijya Nikunj Complex as a whole. Report of study is yet to be received/approved.
3. As per 2 above. Best use study for Vanijya Nikunj Complex is underway where parking facilities for the whole complex is being envisaged.
4. As per information available with us, no grant has been approved/received for the project.
5. Since the scheme for the construction of Multi-level parking is yet to be approved by the competent authority. Construction of parking facility yet to be started.
6. The scheme for the construction of Multi-level parking is yet to be approved by the competent authority. Construction yet to be started.
7. The scheme for the construction of Multi-level parking is yet to be approved by the competent authority.
8. Pertains to SPIO, Indl. Area Division/HSI IDC, Panchkula.
9. Advertisement for leasing of Parking sites in Udyog Vihar Gurgaon being released shortly.
10. Pertains to SPIO, Indl. Area Division/HSI IDC, Panchkula.
11. The report of the consultant appointed will be considered by the Competent Authority and only thereafter construction of multi-level parking will be initiated. No time frame can be given at this time.
12. Multi-level parking facility project has not been scrapped and the report of consultant appointed, is awaited.

*HSI IDC- your partner in progress*

पंजीकृत कार्यालय : नं. सी. 13 - 14, सेक्टर-6, पंचकूला-134 109

REGD. OFFICE : NO. C. 13-14, SECTOR-6, PANCHKULA, TEL. : 2590481-83, FAX : 91(172) 2590474 E-MAIL : info@hsiidc.org WEBSITE : www.hsiidc.org  
NEW DELHI OFFICE : TEL : 23347680-81-82, FAX : 91(11) 23347688 E-MAIL : hsiidc@vsnl.net



हरियाणा राज्य औद्योगिक  
एवं संरचना विकास  
निगम लिमिटेड



Haryana State Industrial and  
Infrastructure Development  
Corporation Ltd.

(A State Government Undertaking)

13. On approval of scheme by Competent Authority appropriate parking facilities will be created for users of the Complex.

Thanking you,

Yours faithfully,  
For Haryana State Indl.&Infra.Dev.Corpn.Ltd,

*Standana*  
SPIO-cum-Dy. Gen. Manager

Copy to: SPIO, Industrial Area Division - with a request to reply to points, 8&10.  
HSI IDC, Panchkula. Copy of application is enclosed.

*HSI IDC - your partner in progress*

पंजीकृत कार्यालय : नं. सी. 13 - 14, सेक्टर - 6, पंचकूला - 134 109

REGD. OFFICE : NO. C. 13-14, SECTOR-6, PANCHKULA, TEL. : 2590481-83, FAX : 91(172) 2590474 E-MAIL : info@hsiidc.org WEBSITE : www.hsiidc.org  
NEW DELHI OFFICE : TEL : 23347680-81-82, FAX : 91(11) 23347688 E-MAIL : hsiidc@vsnl.net

R. L. HS  
PANCHKULA - 134 109

From:

Haryana State Indl. & Inf. Dev. Corpn. Ltd.  
C-13 & 14, Institutional Area,  
Sector 6, Panchkula - 134 109



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