C/CP: RTI Act, 2005

Date: 21st February, 2017

Shri R. P. Grover,
Dy. Registrar,
Central Information Commission
2nd Floor, August Kranti Bhavan,
Bhikaji Cama Place, New Delhi-110 066


Dear Sir

This has reference to the CIC Order ref CIC/LS/C/2012/000952 dated 29.12.2016 (Annexure-I) under RTI Act, 2005 in regard to RTI request of Shri Baljit Singh S/o Shri Nachhatar Singh (Annexure-II).

The Hon’ble CIC has informed that the applicant Shri Baljit Singh has filed RTI request dated 7th April 2012, in which the applicant has requested for information under RTI Act 2005. The Hon’ble CIC has further indicated that as per the complaint of the applicant, no reply has been provided for his request.

As per the Order, CIC had directed the First Appellate Authority, NRTS-1, POWERGRID, Gurgaon to conduct an enquiry to ascertain whether any information was provided by the CPIO within the mandated period and if provided, whether it was complete, relevant and correct. The enquiry report has been requested to be submitted within 45 days of receipt of the order.

The Enquiry was conducted by the First Appellate Authority, NRTS-1, POWERGRID, New Delhi and submitted that RTI application of Shri Baljit Singh was addressed to the Chief Manager (Corporate Communication), New Delhi and not to CPIO, NRTS-1 and the applicant has mentioned wrong address in his application. As the Corporate Communication Department is in Corporate Centre Gurgaon, the application was forwarded to POWERGRID, Gurgaon. Therefore, CPIO NRTS-1 forwarded the above referred CIC order to CPIO, CC Gurgaon and CPIO, NRTS-II, Jammu vide their letter dated 30/31.01.2017 (Annexure-III) for necessary action and submission of desired Enquiry report to CIC.

While investigating the matter, Corporate Communication Deptt, POWERGRID Gurgaon and CPIO, NRTS-II were requested to inform whether the reply to the referred RTI request was provided and provide the available information on the subject case. CPIO, NRTS-II intimated that transmission line for which information
has been sought is being looked after by Parbati Koldam Transmission Company Limited (PKTCL) and not by POWERGRID.

Further enquiring into the matter, it has been intimated that an RTI application asking information for the same transmission line, as referred in the present request was filed by the applicant vide letter dated 07.02.2012 to CEA. CEA vide their letter dated 07.03.2012 forwarded the RTI request to POWERGRID & Punjab State Transmission Company limited (PSTCL) (Annexure-IV). POWERGRID vide letter dated 14.01.2014 informed CEA that the referred transmission line is not being implemented by POWERGRID and is being implemented by PKTCL (Annexure-V). Further, it is observed that PKTCL vide their letter dated 21.02.2014 (Annexure-VI) has already sent all the desired information to the applicant. It has also been observed from the document that the matter of providing information to the applicant was heard by the Hon'ble CIC on 24.4.2014. Further, as per CIC order no. CIC/LS/A/2012/001487/SS dated 8.5.2014 (Annexure-VII) in this case, it has been clearly established that the information sought was provided by PKTCL to the applicant.

Considering the above aspects, it is submitted to the Hon'ble CIC that earlier RTI request filed by Shri Baljit Singh for Ludhiana-Koldam 400kV Transmission Line was already replied by PKTCL on 21.2.2014. Further, like earlier, this RTI request also do not directly pertain to POWERGRID and is related with PKTCL. However, if the applicant desires to seek any information on the subject RTI, the same shall be directly addressed to the PKTCL.

In view of the above, there is no reason for fixing the responsibility in POWERGRID for non-compliance.

Submitted for kind information and consideration, please.

Thanking you,

Yours faithfully,

(Anil Jain)
Executive Director (CP) & Appellate Authority
CENTRAL INFORMATION COMMISSION
August Kranti Bhawan, Bhikaji Cama Place,
New Delhi-110066

F. No. CIC/L8/C/2012/000952

Date of Decision : 29.12.2016
Appellant/Complainant : Shri Baljit Singh, Ludhiana
Respondent : CPIO, Chief Manager, Power Grid Corporation Ltd.

Information Commissioner : Shri Yashovardhan Azad

ORDER

The Complainant had filed RTI application dated 07.04.2012 asking for certain information.

Dissatisfied over non receipt of information the statutory time frame, the complainant approached the Commission.

The Commission in exercise of power under Section 18(2) of the RTI act, 2005 deems it appropriate to initiate an inquiry over alleged obstruction in flow of information.

Accordingly, the instant matter is being sent to the FAA, Power Grid Corporation Ltd. to conduct an enquiry into the matter, either by himself or through a nominee officer of senior rank. While conducting the enquiry, the nominated officer shall peruse the relevant documents and give all the concerned parties an opportunity to be heard. He should also examine, whether any information was provided by the PIO within the mandated period and if provided, whether it was complete, relevant and correct.

The enquiry officer shall send the enquiry report to the Commission within 45 days from the date of receipt of this communication listing the reasons for not furnishing the complete and/or the delay in furnishing the information by the CPIO thereby fixing responsibility
and identifying the officer(s) so responsible. It is clarified that the non compliance of the present directions shall be viewed seriously.

The Commission shall take further action upon receipt of the enquiry report, if found necessary. The complainant shall be at liberty to approach the Commission, if the grievance subsists.

The Complaint is disposed of accordingly.

Sd/-
(Yashovardhan Azad)
Information Commissioner

Authenticated true copy. Additional copies of orders shall be supplied against application and payment of the charges prescribed under the Act to the CPIO of this Commission.

Copy to:-
Central Public Information Officer under RTI
General Manager-(PESM) & CPIO / NR-I,
Power Grid Corp. of India Limited,
B-9, Kutub Institutional Area,
Katwaria Sarai,
New Delhi-110016.

Shri Baljit Singh
S/o Nachhatar Singh
VPO: Bilga, Near Sahnewal,
Dist: Ludhiana (Pb)
The Chief Manager (Corpo. Communication),
POWER GRID CORPORATION
New Delhi

Information Regarding Ludhiana Koldam 400 KV Line.

Sir,

Under RTI Act 2005, please provide me the following:-

1) Information on how many survey plans have been conducted for Ludhiana-Koldam 400 KV Link route. Provide me the attested Copies of all Such survey plans for Ialton Grid and (Ludhiana) upto pillar 60 of Ludhiana Koldam 400 KV Line.

2) Provide me the Route Plan for Ludhiana Koldam 400 KV Line from Ialton Grid (Ludhiana) upto Pillar 60. Please provide me the attested copies of the same.

3) Provide me the information regarding profiles of crossing if any of the high tension (above 120 KV) Lines by Ludhiana Koldam 400 KV Line in between Ialton Grid (Ludhiana) to Pillar 60. Also provide xeroxes copies of NOC of all such crossing of high tension Lines from the Concerned Department.

4) Provide me the profile and xerox Copy (attested) of NOC of 220 KV Sahnewal Doraha Line.

I am attaching herewith a postal order for Rs 100/- and Postal order no 2914-356769

Please send me the information as per RTI act 2005 as per my Postal Address given below and I am ready to pay all expenses for information as per rule.

Dated: 07.04.2012

Yours Sincerely,
(Baljit Singh S/O Sh Nacchattar Singh)
VPO Bilga, Near Sahnewal
Ludhiana (pb.)
To
The Chief Manager (Corpo Communication),
Power Grid Corporation,
New Delhi.

Sub: For correcting/reacting clause 3 of the
information sought vide letter dt. 7-4-12. I am
110 KV instead of 120 KV.

Sir,

I have applied to your office seeking
various informations from point no. 1 to 4
vide letter dt. 7-4-12 (copy enclosed). In the
said letter in the clause no 3 there is a
typographical error as regards mentioning of
110 KV. So instead of 120 KV the
same may be read as above 110 KV and the
information be supplied accordingly.

Thanking you:

Dated 10-4-2012

[Signature]

Enclosed: copy of letter dt. 7-4-2012.

Baljit Singh S/o
S. Nachhat Rai Singh
VPO: Bidalga, Near Sam
Ludhiana (Pb)
POWERGRID CORPORATION OF INDIA LTD.
NORTHERN REGION-I
B-9, QUTAB INSTITUTIONAL AREA
KATWARIA SARAI, NEW DELHI, PH:011-26532934

Ref. No.: Power Grid/NR-I/RTI/117086

Dtd. 30.01.2017


Please find attached herewith Letter of CIC vide File No.CIC/LS/C/2012/000952 Dr. 29.12.2016 pertaining to RTI application of Shri Baljit Singh S/o Shri Nachhatar Singh, V.P.O. Bilga Near Sahnewal Distt. Ludhiana (Punjab) has been received in the office of CPIO, NR-I and First Appellate Authority, i.e. Executive Director(NR-I) B-9, Qutub Institutional Area, Katwaria Sarai, New Delhi-110016. Along with his letter Shri R.P. Grover, Designated Officer of CIC, August Kranti Bhawan, Bhikaji Cama Place, New Delhi-110066 attached RTI application of Shri Baljit Singh S/o Shri Nachhatar Singh which is addressed to The Chief Manager (Corporate Communication), Power Grid Corporation, New Delhi. We have gone through the contents of the letter of CIC and RTI application of Shri Baljit Singh it is found that he has addressed his application to The Chief Manager (Corporate Communication), New Delhi not CPIO, NR-I. As Corporate Communication Department is in Corporate Centre, Gurgaon, therefore, the same has immediately been sent to Gurgaon and hence RTI application Shri Baljit Singh had not been received in the office of undersigned.

On going through the content on which the information sought by Shri Baljit Singh it is found that the same is pertains to CPIO, PGCIL, NRTS-II, Jammu. But as CIC directed to take up the matter for enquiry I have enquired the matter with Central Dispatch Section of PGCIL, Northern Region-I and gone through the letter received register. On going through the dispatch register it is found that the application of Shri Baljit Singh received on 13.04.2012 and as it is addressed to Corporate Communication Department the same had immediately been sent to the addressee inspite of sending and forwarding the same to the office of undersigned (Copy of Dispatch Register is attached herewith for reference). Therefore, it proves that the same had not been directed towards the office of undersigned because wrong addressee was mentioned by the applicant in his application.

Cont...2
On going through the decision order of CIC it is found that direction to conduct enquiry into the matter has been issued and desired enquiry report should be submitted within 45 days. Therefore, it is to intimate that the facts and circumstances on part of Northern Region-I is mentioned above. The said direction letter of CIC and RTI application of Shri Bajjit Singh is hereby forwarded to CPIO, CC, Gurgaon and CPIO, NRTS-II, Jammu for information and taking immediate necessary action at their end because it is not pertains to PGCIL, NRTS-I, New Delhi.

Thanking you.

Yours faithfully,

[Adish Kumar Gupta]
Dy. General Manager (PESM)
Designated CPIO, NR-1, PGCIL, New Delhi
e-mail: adishgupta2016@gmail.com

To

CPIO, CC
Power Grid Corporation of India Ltd.
Plot No.2, Sector-28, Saudinini
Gurgaon.

CPIO, NRTS-II
Power Grid Corporation of India Ltd.
Gird Bhawan, Near Bahu Plaza, Rail Head Complex
Jammu-180012 (J & K).

Copy to: Shri R.P.Grover, Designated Officer, Central Information Commission, August Kranti Bhawan, Bhikaji Cama Place, New Delhi-110066: for kind information with reference to Decision No. CIC/LS/G/2012/000952 dt.29.12.2016.

First Appellate Authority, PGCIL, B-9, Qutub Institutional Area, Katwaria Sarai, New Delhi-110016: for kind information.

Shri Bajjit Singh S/o Shri Nachhatar Singh, V.P.O. Bilga Near Sahnewal Distt. Ludhiana (Punjab): for information, please.

M.I.O.: Addl. General Manager (Vig.), NR-I: for information, please.
Sub:- Request for information under RTI ACT 2005.

Please find enclosed herewith copy of the RTI application from Shri Baljit Singh S/o Shri S. Nachhatar Singh seeking certificate/attested copy of profile of locations of pillars of 220 kV Sahnewal-Doraha line of Punjab from where Powergrid (PGCIL) to cross the 400 kV Ludhiana - Koldam line.

The reply may please sent direct to the applicant/ individual with copy to Chief Engineer (coordination division); CEA, 3rd Floor, Sewa Bhawan, R.K.Puram, New Delhi - 110066.

Copy to: Chief Engineer (Coordination Division), CEA with reference to endorsement dated 02.03.12 from Coordination Division, CEA for kind information please.
To

The Secretary
Central Electricity Authority
Swaroop Bhawan, R.K. Puram
New Delhi - 110066

Sub: Request for information under RTI ACT 2005.


Please refer to your letter under reference (copy enclosed).

The said information is conveyed vide your letter under reference DD No. 72/2/1/2 dated 23/2/12 issued by Oriental Bank of Commerce, Satyam Vihar, Payaswati Service Branch, Delhi amount by Rs. (Rs. Twenty Only) in favour of Pay & Accounts Office Central Electricity Authority is enclosed herewith. So you are requested to supply me the information sought vide my application dated 7/2/12 which is enclosed herewith.

Thanking you,

Yours faithfully,

Baljit Singh

S/0 S. Nachhatar Singh
VILL - BILGA
P.O - SANEHWAL - 1611
DIST - Bhandara

(PB)

Chief Engg. (PQM) may like to be and the information may be sent to the undersigned directly with a copy co-ordination done.
Subject:- Request for information under RTI Act, 2005 reg.

Reference your RTI application dated 07.02.2012 addressed to Secretary, CEA received in the office of Nodal Officer Central Electricity Authority. It is stated that Indian Postal Order of Rs. 20/- in respect of RTI application fee in the name of Secretary, CEA is not acceptable.

You are requested to send an Indian Postal Order/Demand Draft in favour of "Pay & Accounts Officer" (PAO), Central Electricity Authority and completed in all respect. Your original RTI application along with the Indian Postal Order is hereby returned back to you.

Ends:- As above

( C. SHANMUGAM )
Director (Co-ord.)

Baljit Singh, Village, Bilga Near Sahnewal, Distt. Ludhiana
F.No.CEA/CE/CD/1/1/2011-RTI/ 90
Dated:- 13.02.2012
TO

The Hon'ble Secretary
Central Electricity Authority
Sewa Bhawan, Saraswati Bhavan
New Delhi -110066

Subject: Under the A.T. Act 2005 provide the information as follows:

1. Power Grid Corp. commissioning the 400 KV Ludhiana-Koldam Transmission Line and Corp. stubbed (laid foundation) the locations of poles (pillars) from Ludhiana side upto 10.54 and 10.57 to 60, pillar location upto 10.54 of 400 KV Ludhiana-Koldam line towards the one side of the existing 220 KV Sahnewal-Doraha line of Punjab State and pillar location of 10.57 to 60 of the Ludhiana Koldam 400 KV line on the other side of 220 Line of Punjab State. Now power Grid Corp. wants to cross over the already existing 220 KV Sahnewal-Doraha line from pillar (Piller) location 0.15 to 60.

So for crossing the 400 KV Line over the 220 KV Line if Corp. has applied for H.O.C (in objection certificate) then supply certified copies of documents including the profiles of 400 KV line of Pill location 10.54 to 60 submitted by the corporation regarding H.O.C and affiliating copy of H.O.C.

2. Supply the certified/attested copy of profile of location of pillars of 220 KV line Sahnewal-Doraha line of Punjab State from where power grid corp. wants to cross over the 400 KV Line.

As per rules I am submitting postal order no. 14622-8311 Rs. 2.0 and please provide the information by the Regd. Post I will pay the expenditure of postage as well as information and please inform.

Dated: 7/2/12

Yours Faithfully,

Baljit Singh

Vill. Balga Near Sahnewal

C.E. (Coordination) A.C.
14th January, 2014

Shri B. K. Arya
Director (PSPM)
Central Electricity Authority (CEA)
Shram Shakli Bhawan


Dear Sir,

This has reference to CEA’s letter No. 1CEA/PS/PSPM/10/27/2013/1246-49 dated 26th December, 2013 forwarding CIC notice dated 18th December, 2013 address to General Manager (CMG), POWERGRID regarding information sought by Shri Baljit Singh under RTI Act 2005.

In this regard, it has been confirmed from our CMG Department that no such RTI request has been received as mentioned by CEA in its letter dated 7th March, 2012. Further, the referred transmission line is not being implemented by POWERGRID and is being implemented by Parbat Koldam Transmission Company Limited.

Thanking You.

Shri S.K. Deb,
Parbat Koldam Trans. Company Ltd.,
12th Floor, Tower -- 10B,
DLF Cyber City,
Gurgaon 122 002

Copy of the CEA’s letter dated 26th December, 2013 is attached, please.

This is for your information and necessary action, please.

Copy as above

Copy of the CEA’s letter dated 26th December, 2013 is attached, please.

This is for your information and necessary action, please.
Parbati Koldam Transmission Company Limited
(Joint venture of Power Grid Corporation of India Ltd. & RIL)

Corporate Office: PKTCL, 12th Floor, Tower no.-10B, DLF Cyber City, Gurgaon 122002
Project Office: PKTCL, H.No.-391/04, Bhajpur, Sundernagar, Mandi, H.P.-175002, Tel: 01907-262684
Site Office: PKTCL, H.No.530, Ground Floor, Giani Zail Singh Nagar Ropar, Punjab 140001 Tel: 01881-228429

Ref No. PKTCL/K-L/ROPAR/2014/RTI/01 Date: - 21.02.2014

Shri Baljit Singh,
S/o Nachhtar Singh,
VPO Bilga, near sahnewal,
Distt. Ludhiana.

Subject: - Regarding Information Sought by Shri Baljit Singh under RTI act 2005.

Dear Sir,

This has reference to Central Electricity Authority letter no. CE/PS/PSM/10/27/2014/99-02 dated 12th February, 2014 and same letter received by PKTCL dt. - 20th February, 2014.

As information sought by you, please find attached herewith copy of NOC Letter issued by PSTCL and certified/attested copy of profile of location of pillar 220 KV D/C Sahnewal-Doraha transmission line of Punjab.

Thanking You,

Yours Sincerely,

(SANJAY DHAKED)
Manager (T/L)
Ropar

Attach: As Above
Copy is forwarded for kind information please

1. Shri Sudhir Mittal,
   General Manager,
   PGCIL,

2. Shri B.K. Arya
   Director (PSPM)
   Central Electricity Authority
   Shram Shakti Bhawan,

3. Shri D.C. Singh,
   Deputy Registrar,
   Central Information Commission,
   New Delhi-110066

5. The Secretary & FFA,
   Central Electricity Authority.

6. Managing Director,
   PKTCL, Gurgaon.

Registered Office: B-9, Qutub Institutional Area, Katwaria Sarai, New Delhi - 110016
Central Information Commission
Room No. 306, 2nd Floor, 'B' Wing, August Kranti Bhavan,
Bhikaji Cama Place, New Delhi-110066
Web: www.cic.gov.in

Case No. CIC/LS/A/2012/001487/SS
Dated: 8.5.2014

Name of the Appellant: Shri Baljit Singh
Name of the Public Authority: Central Electricity Authority
Date of hearing: 24.4.2014

ORDER

1. The appellant was not present for the hearing. The respondent was presented and represented by Shri Sudhir Mittal (GM, CP).

2. The present matter is being heard in continuation of the interim order dated 5.3.2014 wherein following directions were issued:

"7. Since the present matter relates to the Power Grid Corporation of India Limited, Gurgaon, and the RTI application was transferred to them by the CPIO, Central Electricity Authority, the Commission hereby directs the CPIO, Power Grid Corporation of India Limited, Gurgaon to appear before the Commission in its court room no. 306 on April 24, 2014 at 1445 hrs. Along with relevant documents. He should also file a written statement in the matter, copy of which may also be sent to the Appellant for him to file a rejoinder, if any.

3. During the hearing the respondent has brought on record reply of the "Prabhat Koldam Transmission Company Ltd." dated 21.2.2014 through which the appellant has been provided with the copy of the NOC issued by PSTCL."
and certified/attested copy of profile of location of pillar 220 KV D/C Sahnewal-Doraha Transmission line of Punjab.

4. The Commission is of the view that as the information sought by the appellants has been provided now, there is no reason for the Commission to interfere with the reply dated 21.2.2014.

The appeal is hereby dismissed.

Sushma Singh
Chief Information Commissioner

Authenticated True Copy:

D.C Singh
(Dy. Registrar)

1. Appellant
Shri Baljit Singh
S/o Shri Nachhtar Singh,
VPO Bilga Near Sahnewal,
District Ludhiana

2. The Central Public Information Officer (RTI),
& Director (Coord.),
Central Electricity Authority,
Co-ordination Division,
Sewa Bhawan, R K Puram,
New Delhi 110 066

3. The Appellate Authority (RTI),
& Secretary,
Central Electricity Authority,
Co-ordination Division,
Sewa Bhawan, R K Puram,
New Delhi 110 066

4. The Central Public Information Officer (RTI)
& General Manager (CP),
Power Grid Corporation of India Ltd.,
Saudamini, Plot No.2,
Sector 29, Gurgaon
5. Chief manager Planning,
Punjab State Transmission Corporation Ltd.,
The Mall, Patiala 147001