

No. L-1/9/124(2)/2015/ 113  
Government of India  
Ministry of Urban Development  
Land & Development Office

Nirman Bhawan, New Delhi  
15<sup>th</sup> January, 2016

OFFICE MEMORANDUM

Sub: Information under RTI Act, 2005 in respect of property known as 7, Jantar Mantar road, New Delhi, RTI 2<sup>nd</sup> Appeal of Sh. Sh. Subhash Chander Agrawal before CIC. – reg.

With reference to the above cited subject, Dy. L&DO-V alongwith dealing assistant were present during the CIC hearing on 22.12.2015. During the hearing, Hon'ble CIC directed to provide available information with reference to item No. 14 to 16. Accordingly, relevant information available to Lease-1 Section is as follows:

"As per the records of Lease-1 Section of Land & Development Office, there is no information as to which political parties the property at 7, Jantar Mantar Road, New Delhi was allotted. However, a copy of letter dated 16.04.1958 (*copy enclosed*) from the office of Settlement Commissioner, where it has been stated that the requisition portion of the premises are in occupation of AICC.

In the available records, it has been stated that the property was sold to All India Congress Committee (AICC) through negotiation. It has also been stated in the note that Sardar Vhallabh Bhai Patel Smarak Trust has claimed that on 30.4.1977 Sh. Ashok Mehta, President, Indian Nation Congress (INC) and four others executed a deed in favour of the Trust transferring all its rights. But the Trust was informed that it would not be possible to executed the deed in favour of the Trust as it had not entered into transaction with them. *11 pages from the file No. L-1/9/124(2)/98 relating to 7, Jantar Mantar Road, New Delhi is attached.*"

As per the Perpetual Lease the said premises was allotted to Sardar Dharam Singh in the year 1920.

As directed by Hon'ble CIC, Directorate of Estate may please compile the information for forwarding to the applicant.

Encl: As stated



(P.T. Jameskutty)  
Dy. Land & Development Officer (V)/  
Central Public Information Officer

To

The Deputy Director,  
Directorate of Estate,  
Nirman Bhawan,  
New Delhi

Jamnagar House, New Delhi.  
Dated the 16th April, 1958.

To. Addl. S. C. 217 M.O. R/O.

From

Shri K. S. Kane,  
Addl. Settlement Commissioner,  
Jamnagar House,  
New Delhi.

To

The Land & Development Officer,  
Ministry of Works, Housing and Supply,  
Scindia House,  
New Delhi.

SUBJECT: Premises No. 7 Jantar Mantar Road, New Delhi-ownership of.  
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Sir,

I am to refer to Office Memorandum No. 243-L/58 dated 15-1-58 from the Ministry of Works Housing and Supply to the Ministry of Rehabilitation, and to inform you that the above mentioned property is an evacuee property and has been acquired by the Central Government under Displaced Persons (Compensation and Rehabilitation) Act 44 of 1954 with effect from 14-8-56. The main Bungalow alongwith 12 servants quarters and 2 garrages were requisitioned by the Estate Office under Defence of India Rules on 22-9-42. A further requisition of 2 servant quarters on the first floor was made by the said office on 18-9-55. The requisitioned portions are in occupation of the All India Congress Committee.

2. The names of the occupants who have put in new structure are given in the report of the Field Inspector dated 27-3-58 attached herewith.

Encl: one

Yours faithfully,



(K. S. Kane)  
Additional Settlement Commissioner.

LI/9/124 (2)/98

7 Jantar Mantar Road.

1. Dy.No.2282/LI/98 dt. 27.11.98 (Placed below)
2. Dy.No. 122/LI/99 dt. 13. 1.99 ( " )
3. Dy.No. 146/LI/99 dt. 14. 1.99 ( " )

Shri Chhatar Singh, Director, Prime Minister Office has forwarded a copy of letter dated 22.8.1998 addressed to the Prime Minister by Shri S.Nizalingappa to the Ministry of Urban Affairs & Employment for taking necessary action. The Ministry has forwarded the above reference to this office for giving comments. The Ministry has forwarded two references received from the P.M.Office vide at Sl.2 and 3 above.

/further

In the letter, the following two points has been raised.

1. Request regarding transfer of the building at 7 Jantar Mantar Road, New Delhi from All India Congress Committee to Sardar Vallabhbhai Patel Trust.
2. Request regarding allotment of a building in New Delhi to Gardar Patel Society to continue to occupy and function from the present building i.e. 133 Kaka Nagar, New Delhi.

Regarding Item No.1 above, it is stated that the premises situated at Plot No.2 Block No.124 known as 7 Jantar Mantar Road, New Delhi was originally leased out to one Shri Dharam Singh. A part of the premises was later purchased by Shri K. B. Nawab Abdul Husain who left for Pakistan and that portion was declared as an evacuee property by the Rehabilitation Department. Later on, the entire premises was purchased by the Rehabilitation Ministry.

The Ministry of Rehabilitation sold the property to A.I.C.C. through negotiation. The A.I.C.C. paid Rs.96,962/- as Addl.Premium and Rs.4849/- as annual Additional Ground Rent on account of charges for permanent change of purpose from residential to office.

In this connection, further it is stated that the request for transfer of 7 Jantar Mantar Road New Delhi to Sardar Ballabhbhai Patel Smarak Trust was earlier received in the Ministry. The same was examined and it was found that the lease deed has not been executed in respect of the property because of non issuance of sale certificate/conveyance deed by the then Ministry of Rehabilitation (Now under Ministry of Home Affairs). The matter was, therefore, taken up by the Ministry with the Ministry of Home Affairs who vide their U.O. Note dated 10.12.97 (P.77/c) informed the P.M.Office that Chief Secretary, Govt. of NCT of Delhi was requested to take prompt action with regard to eviction of the un-authorized occupants from the property in question. They further informed that the Govt. of NCT of Delhi have decided with the approval of the Lt. Governor to take action in the matter and they will also look into the legal aspect of the presence of Sardar Ballabhbhai Patel Smarak Trust at 7 Jantar Mantar Road, New Delhi.

2019/126(L)/98

7 London Avenue

Contd. from pre-page.

in the picture when sale certificate is issued by the Rehabilitation Department.

with regard to para 2, it is stated that Directorate of Estate may be requested to give their comments.

We may request the Ministry to inform the position to the P.M. Office. References received from the P.M. Office are also placed below in original.

18/1/99  
S. Karan  
S. Karan

19/1/99  
S. Karan

20/1/99  
S. Karan

20.1.99  
S. Karan

S. Karan

L&D.O

may please see and comment.

S. Karan

23/1/99

It was informally ascertained from the Deptt. of Rehabilitation Secretary, Land & Building Deptt. of NCT, Vikas Bhawan that the work relating to vacant property about transferred to the office of Secretary, Land & Building Deptt. Govt. of NCT, Vikas Bhawan and this case for issue of Sale certificate etc. is pending with them. L&D.O. may kindly see this is correct or not.

25.1.99

(Mr) Singh Prasad  
Settlement Officer-Cum- Managing Officer

L&D.O

Is there any other reference regarding this property?

20/2/99  
S. Karan

S. Karan

Ref above.

In this connection, it is submitted that there is no reference pending in this section.  
Submitted please.

S. Karan

22/2/99  
25/1/99  
18/1/99

27/2/99  
28/1/99

28/1/99

26/1/99

(Lands Division)

29/9/24/22 3  
of Jantar Mantar

Prime Minister's Office has asked for our comments regarding granting to a building to Sardar Patel Society, New Delhi and transfer of title of Sardar Patel Smarak Trust Building at 7, Jantar Mantar Road, New Delhi.

2. The following two points have been raised :-
  - i. Request regarding transfer of the building at 7 Jantar Mantar Road, New Delhi from All India Congress Committee to Sardar Vallabhbhai Patel Trust.
  - ii. Request regarding allotment of a building in New Delhi at Sardar Patel Society to continue to occupy and function from the present building i.e. 133 Kaka Nagar, New Delhi.
3. As regards No. (ii), this needs to be examined by Dte. of Estates as built-up properties are handled by them. As regards the issue no. (i), I have discussed the matter with the Dy. L&DO (Sh. Bazzar) and he was requested to clarify as to under what instructions, the sale certificate is to be issued by Deptt. of Rehabilitation before action on the request of the party is initiated by L&DO. It was given to understand that the L&DO can take action only after sale certificate is issued by Deptt. of Rehabilitation. Sh. Bazzar requested that the file may be referred back to L&DO.
4. We may request L&DO to place on file the requisite instructions/ guidelines in the matter. L&DO may also examine as to whether further action on the request would be possible, in case the sale certificate is issued by Deptt. of Rehabilitation. This will enable us to send a self-contained reply in the matter to the PMO.

477/10/99  
20/24  
25-2-55

1240/24 C&DO (CB)  
24-2-99  
16/2/99

B-16-DS (C&D)  
15/2

978/24 C&DO (CB)  
16-2-99  
Urgent  
M. B. R. Khandani  
16/4/99

DS (Lands)

(Labh Singh Chane)  
US (L-1)/12.02.99

~~L&DO~~

Dy. L&DO (B) 16/4/99

Sub<sup>2</sup>

Ref. above.

This section does not deal with such issues like issue of sale certificates. May therefore request Self. Office for comments on the above note of US (L-1).  
2/11

16/4/99

4

from mem-let:-

I do not have any specific comments to offer in the matter. Secretary, Land & Building Dept, Govt of NCT would make the position crystal clear as they are dealing with evictions properly. The information can be directly sought from them. Such matter be perhaps decided by holding a meeting of Senior officers of all concerned Dept in the matter.

D, L&B (B)

[Signature]  
25.2.11

1272/100/11(B)  
25.2.11

[Signature]  
PR disc...  
immediately  
25.2.11

48  
29/9/1995 (2)/98 5  
7 Jantar Mantar

2400/VIP/13 dt-13/1/99  
1/Pmo/LD/99/2400/VIP/10 dt-11/1/99

This is regarding the transfer of title of Property No 7, Jantar Mantar Road, New Delhi, from AICC to Sardar Patel Smarak Trust.

2. A brief note on the property prepared by the Ministry of Home Affairs (Rehabilitation Division) is placed below at flag 'X'. The salient features are as under:-

- (i) It was a composite property comprising evacuee and non-evacuee co-sharers. The evacuee portion was also acquired by the Government under section 12 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954. The right, title, and interest of non-evacuee portions, were also purchased by the Custodian of Evacuee Property. As such, the entire property vested in the Central Government (Custodian of Evacuee Property) w.e.f. 3.5.1956.
- (ii) In 1959, the Central Government decided to transfer the entire property to AICC. The AICC also paid the demanded amount of premium and ground rent etc. However, AICC insisted on vacant possession of the Land and the Building and also wanted to negotiate certain clauses of the proposed sale deed/lease deed. Since, some persons were in occupation of certain portions of the property, therefore, vacant possession of the entire property could not be handed over to AICC. Hence, the title in the property could not be given to the AICC.
- (iii) After split in the Congress, the physical possession of the property remained in the hands of Congress(O). *Parab*
- (iv) Sardar *Parab* Bhallabh Bhai Smarak Trust had claimed that on 30.4.1977 Shri Ashok Mehta, President, Indian National Congress, and the AICC & four others executed a deed in favour of the Trust transferring all its right and interest of obtaining conveyance of the said property from the Government. The Trust was informed that it would not be possible to execute the deed in favour of the Trust as it had not entered into any transaction with them.
- (v) The Ministry of Home Affairs was advised by the Ministry of Law that since there was no final agreement between the Government and the AICC, the sale could not be treated as final. The Law Ministry also held that it would not be possible for the Government to determine as to who is the true successor of AICC. It was, therefore, possible for the Government to rescind the decision taken in 1959 to transfer the property to the then AICC and deal with the property in any manner, as deemed appropriate. However, in such a case an opportunity will have to be given to those who might have interest in the property.
- (vi) A meeting was held between the then P.M. & the then H.M. on 27.6.1995 and the P.M. desired that before a final view is taken on the request of the Trust for transfer of the title of the property to them, some issues will require discussion with the Trustees.

*Handwritten scribble*

22/9/24 (2) 6  
7 Jankar ...

on 'as is where is basis' were to be sorted out. Sh. S. Nijalingappa requested that the property may be transferred in its present form and the Trust would take steps for vacation of tenants. The Trustees also agreed to hand over to AICC(I) all the books and documents acquired prior to 1969 and to provide space to the AICC(I) library after construction of new building.

(viii) Ministry of Home Affairs (Rehabilitation Division) also sent to PMO on 1.11.1995 the relevant titles/deeds etc. relating to the property.

*Handwritten mark*

3. It is seen from the U.O. note dated 10.12.1997 of Ministry of Home Affairs (Rehabilitation Division) that the PMO vide their U.O. note dated 31.12.1996 intimated that the then Prime Minister had desired that necessary action to evict unauthorised occupants from the said property be taken. The Ministry of Home Affairs have accordingly requested the Chief Secretary, Government of National Capital Territory of Delhi to initiate prompt action in the matter.

4. We are not aware of the further progress in the matter as this being handled and coordinated by the Ministry of Home Affairs (Rehabilitation Division), L&DO will come into the picture after a decision in the matter is taken by the Ministry of Home Affairs and appropriate conveyance deed/sale certificate is issued to the concerned party.

1514/81.12.2008  
5.3.97

642/80  
8/2/99

L&DO

*Signature*  
5/3/99  
(D.K. Bazzaz)  
Dy. L&DO

1210/83(172)  
8/3/99

*Handwritten signature*

P1. Final by comments  
work. note on pg 46/10 not observations  
note early R

8/3/99

773/4/99  
9/3/99

no 12-3

8/3/99

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7 Jantar Mantar Road

This case relates to plot No. 2 Block No. 124 known as 7 Jantar Mantar Road, New Delhi. The property measuring 2.14 acres was originally leased out to Sardar Dharam Singh vide lease deed dated 16.10.1920. The part of the premises was purchased by K.B.Nawab Abdul Hassan Khan who after partition of the country left for Pakistan and that part of the property was declared as an evacuee property by the then Department of Rehabilitation. Later on the entire property was purchased by the then Ministry of Rehabilitation. Thus the property became the composite property.

2. The then Ministry of Rehabilitation sold the property to the AICC through negotiation. In 1959 the Central Govt. decided to transfer the entire property to AICC for a total sum of Rs. 6,10,700/- which covered premium for lease of land and sale price of the superstructure. In addition the AICC was required to pay Rs. 96,962/- as additional premium and Rs. 4849/- as annual AGR up to 14.7.59 on account of the charges for permanent change of purpose from "Residential to "office".

3. During occupancy of the AICC certain breaches of unauthorised constructions were noticed. An undertaking was given by the AICC to remove/regularise the breaches after execution of the lease deed. The form of Perpetual Lease and sale deed to be executed with the AICC, were also approved by the Ministry of Law/Ministry of Finance after discussions held in this Ministry.

4. Since the premises had been purchased by the AICC conveyance deed had to be executed between the seller and the purchaser. Before such deed could be executed the AICC have to pay all the arrears of ground rent/additional ground rent payable to the lessor and also execute an undertaking binding themselves to remove/regularise the breaches within three months of execution of perpetual lease.

5. The then Ministry of Rehabilitation (RSC) informed about the conveyance deed and requested this office to expedite the completion of certain formalities in regard to the leasehold property and also requested to issue No. Objection Certificate in this regard. As the case was under consideration NOC was not issued and moreover ground rent and additional ground rent beyond 14.7.59 were in arrears. The RSC was also requested to issue conveyance deed in respect of this property if otherwise in

7 Jantar Mantar Road

basis therefore and the account thereof. The Department of Rehabilitation has not given the information despite repeated requests made by this office.

6. In 1969 there was a split in the Indian National Congress and two rival factions i.e. Congress (O) and Congress(R) came into being. There was no indication as to which was the legal successor of the Indian National Congress. Both the factions claimed the property. The Department therefore, filed an inter-pleader suit in Delhi High court in 1971 which remained at preliminary stage, as the service of summons could not be completed upto 1978. Subsequently, due to merger of Congress (O) with Janta Party and the split of Congress (R) into Congress (I) and Congress(S), the suit was dismissed on 14.4.78 for non-prosecution. The sub-Divisional Magistrate, Parliament Street, however, had held by the Order dated 7.2.1971 that the Congress (O) was entitled to remain in possession of the premises and the possession remained with them till April, 1977.

7. Sardar Vallabh-Bhai Patel Smarak Trust have claimed that on 30<sup>th</sup> April, 1977 Sh. Ashok Mehta, President, Indian National Congress and the AICC and four others had executed a deed in favour of the Sardar Vallabh Bhai Patel Smarak Trust transferring all its rights and interest of obtaining conveyance of the said property from the Government, as was agreed to in 1959.

8. The Trust approach the Govt. of India for execution of the sale deed in its favour on the basis of the deed dated 30.4.77 and supplied a copy of the deed ibit which did not show that the deed was actually executed. The request of the Trust was examined by the Govt. and the Trust was informed that since the Govt. of India had not entered into any transaction with the trust it will not be possible for the Govt. to execute the lease sale deed in favour of the Trust.

9. As per the opinion given by the Department of Legal Affairs, the legal ownership of the property vests in Central Government since there was no final agreement between the Government and the AICC (despite the AICC having deposited the money with the Government), the sale could not be treated as final. After a lapse of 30 years, nobody could have the rights to invoke the principle of promissory estoppel. The Law Ministry also held that it would not be possible for the Government to determine as to which group party may be treated as true successor of the AICC.

7 Jantar Mantar Road

10. A meeting was held between PM & HM on 27.6.95 and as per the record note of the meeting, the PM desired that before a final view is taken on the request of the Sardar Vallabh Bhai Patel Smarak Trust for transfer of the title of the property to them, PM desired that MOS (PMO).HM should hold discussions regarding the steps that may have to be taken to prevent misuse of the property especially the library etc. Thereafter a meeting was taken by the PM with HM when Sh. S.Nijalingappa was also present. However no minutes of the meeting were received.

11. From the brief note prepared by Ministry of Home Affairs it is also seen that as intimated by Land & Building Department of Delhi Administration (Now Govt. of NCTD), barring eight original tenants, others tenants are either unauthorised or tenants of the trust as the trust has to sub-let some portion of the building for commercial purpose. Except one tenant other tenants are not paying any rent to the Govt. At present a portion of the building is occupied apart from the trust by the office of Janta Dal. The list of unauthorised tenants/occupants of the main building as well as of the outhouses has also been enclosed with the said note which may please be seen. However, the property has not been inspected by this office.

12. It is seen from the U.O. Note dated 10.12.1997 from the Ministry of Home Affairs (Rehabilitation Division) that the PMO vide their U.O note dated 31.12.96 intimated that the then Prime Minister had desired that necessary action to evict to unauthorised occupants from the said property be taken. The Ministry of Home Affairs have accordingly requested the Chief Secretary Govt. of NCT of Delhi to initiate action in the matter. This office is not aware of the further progress as this is being handled and co-ordinated by the Ministry of Home Affairs (Rehabilitation Division). This office will take further action after decision in the matter is taken by Ministry of Home Affairs and appropriate conveyance deed/sale certificate is issued to the concerned party.

13. In view of the legal opinion mentioned in para 9 and also the fact that no lease has been executed with AICC, it would be most appropriate not to accede to the request to transfer or execute a deed in favour of Sardar Vallabh Bhai Patel Trust and the property as on date vests with the Central Govt. be put to an alternate use.

14. Submitted please.

File No.  
4/1/79 Settlement  
27(2)/91 - Settlement  
advised

618/ASE  
2-5-2001

3/2000

*Adhikari*

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7- JANTAR MANTAR ROAD

-59-

From pre-page...

Notes from page 56/ante recall the case and may kindly be perused. This matter was further discussed with L&DO when Suptd. Lease-I was also present.

2. As per opinion given by the Department of Legal Affairs in August, 1993 the legal ownership of the entire property comprised in 7- Jantar Mantar Road vests in the Central Government. As there was no final agreement between the Central Govt. and the A.I.C.C and after the lapse of 40 years nobody has right to invoke the principal of promissory estoppel, particularly in view of the fact that I.N.C/A.I.C.C is no more in existence in its original organisational structure, after repeated splits in the party.

3. The Department of Legal Affairs further opined that having regard to the background and other relevant consideration, if it was decided to transfer the property in favour of a 'Trust' (Sardar Vallabh Bhai Trust), a fresh decision may be taken in that regard on such terms and conditions as the Govt. may decide. The 'Trust' does not have a legal right to bind the Govt. to execute the Conveyance stated to have been executed in its favour by Sh. Ashok Mehta the then President of one faction of the party.

4. The matter has since been deliberated in the Ministry of Home Affairs and PMO to resolve this long pending issue in consultation with Department of Legal Affairs, but no decision has yet been arrived at.

5. The proposal under consideration have been processed by the Ministry of Home Affairs (Rehabilitation Division). The

N/85-95  
-10/12/95

7-JANTARMANTAR ROAD

-60-

From pre-page...

relevant file of the Ministry of Home Affairs may be requisitioned to enable this office to examine the matter in its totality and obtain appropriate orders in consultation with concerned Ministries and the Ministry of Law.

6. Since the issues involved are multifarious, we may seek kind directions of the Hon'ble UDM. If agreed, a draft D.O. from Hon'ble UDM to Hon'ble Home Minister would be submitted for consideration/approval, soliciting their considered views, so that the property in question could be acquired and put to an appropriate alternate use as per terms of the lease.

7. For kind consideration/orders.

*R.P.S.*  
(R. P. SINGH)  
A.S.C./15-05-2001

~~L&DO~~  
JS(D&L) (on leave)

15/10/01

~~Secretary (L&DO)~~  
JS(D&L)

Let JS(D&L) see it's draft  
*11/10/01*  
*16/10*

when the property vests in the Govt why should it be acquired. Has there been any further development since 1997. Please discuss quickly

*681/1080*  
*15/5/2001*  
*1544/L300*  
*15/10/01*

*23/10*  
*16/10/01*  
*19227/JS*

*4346/12001*  
*28/10/01*

Subject :- Decision dated 30.12.2015 received from Sh. S.C. Agrawal, Applicant

Receipt page No. 27-36/cor.

FR is received from RTI Cell. They have forwarded CIC's letter No. CIC/KY/A/2015//00810-YA dated 30/12/2015 on the above mentioned subject. Sh. Yashovardhan Azad, Information Commissioner in his decision dated 30.12.2015 has directed the CPIO, DOE to furnish a consolidated reply to the appellant on all the points after collecting the same from the concerned departments within 3 weeks of the receipt of this order, under intimation to the Commission.

Shri Subhash Chandra Agrawal vide his application dated 2.5.2015 has sought information on following points :-

1. Complete information together with related correspondence/file-notings/documents on action taken on each aspects of enclosed submissions routed to MoUD through PG-portal either by MoUD and/or by any concerned where submissions might have been forwarded
  - a. Eviction -notice to Congress party for vacating government-bungalows: Rules should be strictly followed : Systems of allotment of land and accommodation should be abolished (DOURD/E/2015/00317)/20.2.2015
  - b. MoUD provides RJD double-suit at prime-property of Vithalbhai Patel House (Rafi Marg) at rupees 333 per month (RTI-response attached)' (DOURD/E/2015/00497)/19.03.2015.
2. Complete information on rules on (a) land-allotment in Delhi/New Delhi (b) government-accommodations on rent in Delhi/New Delhi to political parties.
3. Complete information on government-accommodation provided in Delhi/New Delhi by Union government to different political parties mentioning also addresses and types, of accommodation, chargeable monthly-rent/s, date/s from which allotted etc.
4. Complete information on land allotted in Delhi/New Delhi by Union government to different political parties mentioning also area, addresses, date/s of allotment, cost charged etc.
5. Complete information on cases where political parties keep occupying government-accommodation in Delhi/New Delhi on rent despite their being allotted land in Delhi/New Delhi by Union government.
6. Complete information on rules allowing political parties retain government-accommodations in Delhi/New Delhi on rent despite their being allotted land in Delhi/New Delhi.
7. It is true that eviction-notice was issued to All India Congress Committee (AICC) for evicting certain government-accommodation/s in Delhi/New Delhi?
8. Copy of complete file-notings/correspondence/documents etc. issue of the said eviction-notice was issued to All India Congress Committee for evicting certain government-accommodation/s in Delhi/New Delhi.
9. Complete information on applications from political parties pending for land-allotment in Delhi/New Delhi.
10. Complete information on rent-due against political parties for government-accommodation/s in Delhi/New Delhi mentioning also date from which rent-bill is due.
11. Complete information on rules allowing political parties sub-letting government accommodation/s in Delhi/New Delhi.

12. Complete information on rules allowing political parties to rent-out in part of rull, buildings constructed on subsidized land allotted to them by Union government in Delhi/New Delhi providing details of all such cases and action taken together with related file-notings/correspondence/documents in case such renting-out is not permissible.

13. Complete information on rules about ownership of buildings/land allotted to a political party after the said political party is dissolved.

14. Complete information with related file-notings/correspondence/documents on land/building originally allotted at 7 Jantar Mantar Road, New Delhi mentioning to which political parties it was allotted and form of allotment land or building revealing also present status/ownership/lease etc of the said building.

15. Complete information on present occupation in different parts of the premises 7 Jantar Mantar Road, New Delhi.

16. Any other related information.

17. File-notings on movement of RTI-petition.

It is submitted that points No. 2(a), 9, 12 and 13 pertains to L&DO and they have not provided information to us in compliance of CIC's decision dated 30.12.2015. If approved, we may send reply to Sh. Subhash Chandra Agrawal in respect of points pertaining to Directorate of Estates and request Director L&DO (RTI) to furnish information to us by 15.1.2016, so that information may be sent on rest of points to Sh. Agrawal. Draft reply is prepared and placed below for approval/signature, please.

RISB  
15/1/16

ADCTS  
Spoken. by  
15-1-16

3  
12.01.2016

ADCTS

12/1/16

DD(A-I):

As directed by DD(A-I), information has been obtained from L&DO which may please be seen at R/A and F/B. Sh. Rajesh Kumar, CPIO vide OM No. L&DO/L-11-B/RTI/32/2015/405 dated 15.1.2016 has furnished information on points No. 2a, 4, 9, 12 and 13. Sh. P. T. Jameskutty, Dy. L&DO/CPIO has furnished information on points No. 14 to 16 vide O.M. No. L-1/A/124(2)/2015/113 dated 15.1.2016.

Based on the above, draft reply on 17 points has been prepared and placed below for approval/signature, please.

3  
15-01-2016

ADCTS

DD(A-I)

ADCTS

15/1/16

15/1/16

**CENTRAL INFORMATION COMMISSION**

August Kranti Bhawan, Bhikaji Cama Place,  
New Delhi-110066

F.No.CIC/KY/A/2015/000810-YA

Date of Hearing : 22.12.2015

Date of Decision : 30.12.2015

Complainant/Appellant : Shri Subhash Chander Agrawal  
Delhi

Respondent : Shri Rajesh Kumar, CPIO/Dy. L&DO  
Ms. Pooja Sharma, CPIO  
Ms. Kiran Pala, CPIO  
Shri G.P. Sarkar, Dy. Dir.  
M/o Urban Development  
Delhi

**Information Commissioner : Shri Yashovardhan Azad**

**Relevant facts emerging from complaint/appeal:**

RTI application filed on : 02.05.2015

PIO replied on : 12.06.2015

First Appeal filed on : 18.06.2015

First Appellate Authority (FAA) order on : 14.07.2015

Complaint/ Second Appeal received on : 21.07.2015

**Information sought:**

The appellant sought information on 17 points regarding action taken on his submission dated 20.02.2015 relating to eviction notice to congress party for vacating government bungalows and other related information.

**Relevant facts emerging during hearing:**

Both parties are present and heard. The appellant filed an RTI application on 02.05.2015, seeking the above information. CPIO vide his letter dated 12.06.2015 provided point wise reply to the appellant. The FAA in her order upheld the reply of the CPIO.

The appellant stated that incomplete and vague information has been provided and requested for directions for providing consolidated information. He also requested for compensation. The respondent from L&DO stated that information on points 2, 4, 11 & 13 have been answered by them. As regards query 14, he stated that the same has been received by them yesterday only and they will furnish reply within a week. The respondent from Estate Dept. stated information on point 9 pertains to them and they will provide information within a week.

**Decision:-**

After hearing both the parties and on perusal of record, the Commission directs the CPIO, DOE to furnish a consolidated reply to the appellant on all the points after collecting the same from the concerned depts., within 3 weeks of receipt of this order, under intimation to the Commission. The Commission also cautions the respondents to exercise due care to ensure that correct and complete information is furnished timely to the RTI applicant(s) as per provisions of the Act in future.

As regards appellant's request for compensation, the Commission neither finds any malafide on the part of respondent authority in the delay in providing the information nor the appellant has suffered any harassment or loss and hence, the request for compensation cannot be acceded to.

The appeal is disposed of accordingly.

**(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.

**(B.D. Harit)**  
**Deputy Secretary & Deputy Registrar**

**Copy to:-**

**Central Public Information Officer** under RTI  
**Asst. Director of Estates–(Lit),**  
**Ministry of Urban Development,**  
**Directorate of Estates,**  
**Litigation Section,**  
**Nirman Bhawan, New Delhi-110001.**

**First Appellate Authority** under RTI  
**Director of Estates,**  
**Ministry of Urban Development,**  
**Directorate of Estates,**  
**Room No.-439, C-Wing,**  
**Nirman Bhawan, New Delhi-110001.**

**Central Public Information Officer** under RTI  
**Nodal Officer – RTI Cell,**  
**Ministry of Urban Development,**  
**Directorate of Estates,**  
**Nirman Bhawan, New Delhi-110001.**

**Shri Subhash Chandra Agrawal**  
**1775, Kucha Lattushah,**  
**Dariba,**  
**Chandni Chowk,**  
**Delhi-110006.**