

केन्द्रीय सूचना आयोग
Central Information Commission
बाबा गंगनाथ मार्ग, मुनिरका
Baba Gangnath Marg, Munirka
नई दिल्ली, New Delhi – 110067

द्वितीय अपील संख्या/ Second Appeal No. CIC/AWBIC/A/2021/600685

In the matter of:

Naresh Kadyan

... अपीलकर्ता/Appellant

VERSUS

बनाम

CPIO,
Animal Welfare Board of India
National Institute of Animal
Welfare Campus, 42 Mile Stone,
Delhi- Agra Highway (NH-2),
Ballabhgarh, Haryana-121004

...प्रतिवादीगण /Respondent

Relevant dates emerging from the appeal:

RTI Application filed on	:	10.06.2019
CPIO replied on	:	Not on Record
First Appeal filed on	:	16.07.2019
First Appellate Authority order	:	Not on Record
Second Appeal received on	:	17.01.2021
Date of Hearing	:	01.06.2022

The following were present:

Appellant: Absent (despite being served the hearing notice)

Respondent: Ms. Prachi Jain, Assistant Secretary & CPIO and Mr. Vikram Chandravanshe, Legal Advisor, participated in the hearing in person.

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ORDER

Information sought:

The Appellant filed an online RTI Application dated 10.06.2019 seeking information as under:

Puppy Farm managed by Ms. Anuradha Sawheny, who became PETA India Chief Functionary then she handed over on lease to People for Animals Delhi, managed by Gautam Grover other than Maneka Gandhi, PUPPY FARM released grant in aid Rs. 22.50 lacs for shelter at village Sultanpur in Gurgaon with grant in aid for Ambulance for animals in distress but both grant in aids were mis-utilised, mishandled by Maneka Gandhi, hence ANIMAL WELFARE DIVISION asked to recover grant in aid with penalty. So provide me the information with the related to grant in aid applied, sanctioned & disbursed to the PUPPY FARM by the Animal Welfare Division along with terms & conditions of these grant in aid along with the status of ambulance purchased as same was sold out by Maneka Gandhi as claimed by Anuradha Sawheny, shelter grant in aid was also grabbed with criminal conspiracy as Maneka Gandhi received Ten lakhs grant in aid on the same land, trespassing the premises, criminal offense & then returned back to Central Zoo Authority, whereas ANIMAL AMBULANCE with SHELTER for animals in distress still recoverable from PUPPY FARM. Please supply me the copies of recovery proceedings from PUPPY FARM.

AWBI logo also changed, I want to know the reason behind change of Animal Welfare Board of India logo along with the status of Chennai property of AWBI.

KAMDHENU AROGYA SANSTHAN: A Dairy registered with FSSAI bearing No. 20819013000018 but same unregistered Kamdhenu Gow Dham get recognition with initial grant in aid from AWBI HR 267/2015, whereas Member of Parliament with Chief Minister grant in aid along with many people cheated, supply me the copies of grant in aid with donation received by a Dairy under cover charitable purpose, making fool, even Ministry also fooled to get berth in AWBI as Chairman under section 5(1)(g) being non eligible person as business man.

Domesticated Yak , being Cattle easily survived at Elevation 2,276 m around Shimla, same temperature around National Capital Region during winter season December to February every year, under which reason Camels are being registered as performing

animals outside their Natural habitat Rajasthan & Gujarat, whereas No rules & regulations for Camel Transportation, which are being abused during shifting but domesticated Yak not permitted even for educational - research purposes to IPFA.

Having not received any information from the CPIO, the Appellant filed a **First Appeal** dated 16.07.2019, which has not been adjudicated by the First Appellate Authority as per available records.

Grounds for Second Appeal:

The Appellant filed a Second Appeal u/s 19 of the Act on the ground of non-receipt of information from the Respondent. Appellant requested the Commission to direct the CPIO to provide complete information sought for.

Submissions made by Appellant and Respondent during Hearing:

The Appellant did not participate in the hearing despite being served the hearing notice.

The Respondent submitted that first reply qua the instant RTI Application has been given to the Appellant vide letter dated 08.07.2019. The contents of the same are as under:

Sir,

With reference to your Online RTI application under RTI Act, 2005, the following information is furnished hereunder:

Reply to Q.No.1(i): As per the available records, the Board does not have the information regarding the grant-in-aid given to People for Animals, Delhi under Shelter grant. Hence, no information is available with the Board.

Reply to Q.No.1(ii): It is informed that "this" does not come under definition of "information" under Section 2(f) of the RTI Act, 2005.

Reply to Q.No.1(iii): The part of office building (1st floor) has been handed over to National Biodiversity Authority. The entire property is in the name and custody of AWBI.

Reply to Q.No.1(iv): As per the available records, the Board does not have the information regarding the donations received by Kamdhenu Gow Dham. It is stated that the Board has released Rs.10,000/- as Initial grant in aid to Kamdhenu Gow Dham and the utilization for the same has been received by the Board.

Reply to Q.No.1(v): The matter regarding display of Yak during winter season around NCR is pending.

Upon being queried by the Commission whether the First Appeal has been adjudicated or not, the Respondent replied in negative. She further added that the matter regarding display of Yak during winter season was pending at that point of time but now the same has been concluded and they are ready to provide the latest position to the Appellant.

A written submission has been received by the Commission from Dr. S.K. Dutta, Secretary and FAA, vide letter dated 27.05.2022, wherein the Commission has been apprised as under:

Madam,

With reference to the above cited subject, it is stated that as per the directions of the CIC, the following information is furnished hereunder:

The Board has replied to the Online RTI application replied to the RTI application No.AWBIC/R/2019/80014 dated 10-06-2019 on 08-07-2019. The first appeal no.AWBIC/A/2019/60013 dated 16.07.2019 was not replied. The reply given to RTI is forwarded to the CIC for information.

Decision:

Upon perusal of the facts on record as well as on the basis of the proceedings during the hearing, the Commission observes that though an adequate reply has been provided to the Appellant qua the instant RTI Application, the Respondent has agreed to provide the latest position on the matter regarding display of Yak during winter season to the Appellant, hence, the Commission deems it fit to direct the Respondent to provide the same to the Appellant, with a copy marked to the Commission, within 10 days from the date of receipt of this order. Moreover, the Appellant did not participate in the hearing to buttress his case, the Commission finds no further scope of intervention in the instant matter.

With the above observations, the instant Second Appeal is disposed of.

Copy of the decision be provided free of cost to the parties.

The Appeal, hereby, stands disposed of.



Amita Pandove (अमिता पांडव)

Information Commissioner (सूचना आयुक्त)

दिनांक / Date: 02.06.2022



Authenticated true copy

(अभिप्रमाणित सत्यापित प्रति)

B. S. Kasana (बी. एस. कसाना)

Dy. Registrar (उप-पंजीयक)

011-26105027

Addresses of the parties:

1. The First Appellate Authority (FAA)
Animal Welfare Board of India
National Institute of Animal
Welfare Campus, 42 Mile Stone,
Delhi- Agra Highway (NH-2),
Ballabhgarh, Haryana-121004

- ✓ 2. The Central Public Information Officer
Animal Welfare Board of India
National Institute of Animal
Welfare Campus, 42 Mile Stone,
Delhi- Agra Highway (NH-2),
Ballabhgarh, Haryana-121004

3. Mr. Naresh Kadyan
C-38, Rose Apartment,
Prashant Vihar, sector - 14,
Rohini, Delhi-110085