



भारतीय विमानपत्तन प्राधिकरण
AIRPORTS AUTHORITY OF INDIA

No.AAI-15/88/2024-JVC

/1498

Dated : 16.01.2025

Mr. Ravi Swami,

Subject : Information under Right to Information Act, 2005.

Sir,

Reference may kindly be made to your on-line RTI request with Registration no. AAOIN/R/E/24/02985 dated 24.12.2024, seeking information under Right to Information Act, 2005 ("Act").

The information sought by the applicant and reply thereof is as under:

"Delhi International Airport is referred to as DIAL or JVC as per OMDA between AAI and DIAL. This is to notify the Airport Authority of India that DIAL is charging 7 percent and 13 percent additional revenue share from contractors who are performing their contractual obligations under the binding contract with airlines and AAI, for the above-mentioned revenue share DIAL stated that historically even before OMDA was executed the revenue share/charges payable on the Gross Turn Over (GTO) about third party services had been fixed at 13% by AAI and circular issued by AAI on 22/03/2007. DIAL accordingly continued this practice on a uniform and unchanged basis".

Sl. #	Information Sought	Reply
1	Kindly inform the applicant whether DIAL can remain in the practice which is out of the scope of OMDA?? Can DIAL charge this 13% revenue share from third parties without any specific orders being issued to DIAL concerning the noted charges.	On perusal of your application, it has been observed that the you have sought information in the form of questionnaire, which is interrogative in nature i.e. whether, can and what. In the matter of Dr. Celsa Pinto V/s Goa State Information Commission (WP # 419 of 2007), the High Court of Bombay, in its order dated 03.04.2008, held that "The definition (of information) cannot include within its fold answers to the question "why" which would be the same thing as asking the reason for a justification for a particular thing. The Public Information Authorities cannot expect to communicate to the citizen the reason why a certain thing was done or not done in the sense of a justification because the citizen makes a requisition about information. Justifications are matter within the domain of adjudicating authorities and cannot properly be classified as information."
2	Kindly inform the applicant can DIAL perform above noted practice of AAI even before OMDA was executed??	
3	Kindly inform the applicant to what extent these charges are justified and what is the purposes of above noted charges??	
4	Kindly inform the applicant whether the DIAL binding with the fuidelines, circulars, notice, and regulations, of the AAI in its operation and management function at Delhi airport @ IGI airport.	In view of above, the information sought does not come under ambit of the RTI Act, 2005.

In case, the applicant is not satisfied with the reply, he/she may file an appeal to Mr. L Kupplingam, Executive Director (Joint Venture/Regulatory Cell)/First Appellate Authority, Joint Venture/Regulatory Cell, C - Block, Rajiv Gandhi Bhawan, Safdarjung Airport, New Delhi-110 003, under section 19(1) of the RTI Act within the time limit specified in the RTI Act, 2005.

Yours sincerely,

(Kamal Deep Sehgal)

General Manager (Finance)//CPIO

राजीव गांधी भवन, सफदरजंग हवाईअड्डा, नई दिल्ली - 110 003

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