

Central Information Commission
2nd Floor, 'B' Wing, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi-110066.

CIC/AA/A/2016/8
CICOM/A/2016/00008
CICOM/R/2016/01161

Name of the appellant : Shri Jagbir Singh,
R/o 84, Khizrabad NFC,
New Delhi – 110 025.

Date of Hearing : 15.03.2016

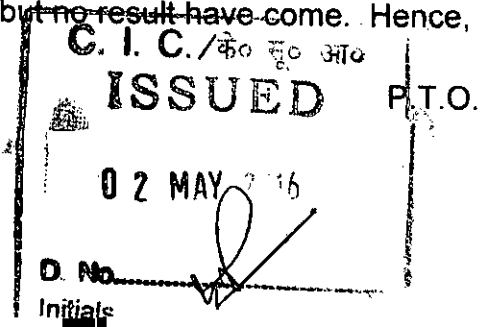
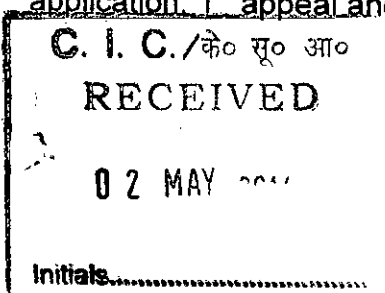
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| Date of RTI application | 20.11.2015 |
| Date of reply of the RTI application | 17.12.2015 |
| CPIO who furnished reply | CPIO cum DO to IC(KY) |
| Date of filing 1 st Appeal | 28.12.2015 |
| Diary No. & date of 1 st Appeal in the Commission | 184349/28.12.2015 |
| Diary date of 1 st Appeal in the FAA's office | 29.12.2015 |

The appellant was given an opportunity to present his case, either personally or through an authorized representative or through audio conferencing. The appellant was present when Shri Jitendra Khanna, SO, RTI Cell and Shri Krishan Avtar Talwar, CPIO cum DO to IC(KY).

Decision with reasons:-

1. The appellant stated during the hearing that he had filed three separate representations i.e two dated 01.10.2015 and one dated 15.09.2015 for the non-compliance of the CIC's orders No.CIC/KY/A/2015/000709, No.CIC/KY/A/2015/000739 and No.CIC/KY/A/2015/000601 and vide RTI application dated 20.11.2015 he has sought the action taken on these representations. The CPIO cum DR to IC(KY) vide letter dated 17.12.2015 has responded that on Points 1 to 3, no reply, as it is a matter of record and on Point 4, the CPIO mentioned that in the absence of an expressed and enabling provision under the RTI Act, 2005 for the purpose, no action has been taken on said letter relating to non-compliance and the letters have been filed in respective files.

2. The reply furnished by the CPIO is factual, therefore, there is nothing to intervene on the part of FAA. However, the appellant submitted during the hearing that the very purpose of RTI act lost its significance after spending one year by the appellant in RTI application, 1st appeal and then the 2nd appeal to CIC, but no result have come. Hence,



the appellant has requested during the hearing to recommend these facts to the CIC to make expressed and enabling provisions under RTI Act to the Central Government or the concerned ministry for the purpose of non-compliance of the order of the Commission in spite of making 2nd appeals to CIC as useless and futile exercise.

There is no enabling provision in the RTI Act for the FAA for any recommendations/suggestions etc as per the RTI Act is concerned. However, the appellant can give his suggestions to the Commission separately.

3. The appeal is disposed of accordingly.

4. In case the appellant is aggrieved by the decision, he is free to file second appeal, if he so desires, before the CIC in Room No.185, Ground Floor, August Kranti Bhawan, Bhikaji Cama Place, New Delhi-110066 against this order within 90 days.

Dated the 28th April, 2016

Achla Sinha

(Achla Sinha)
Additional Secretary & First Appellate Authority
Tel: 26162290

Copy to:-

1. The CPIO, RTI Cell, CIC, New Delhi.

2/5/16