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

CIC/AA/A/2016/105
CICOM/A/2016/00104
CICOM/R/2015/00314

Name of the appellant	:	Shri R.K. Jain, 1512-B, Bhishm Pitamah Marg, Wazir Nagar, New Delhi-110003.
Date of hearing	:	18th March, 2016.

Brief facts of the case :-

Shri R.K. Jain has filed first appeal No.16169 dated 27.02.2016, diarised in the Commission on 26.02.2016 and received in the office of FAA on 01.03.216 against the reply of the JS(Law) cum CPIO letter dated 25.02.2016 in response to his RTI application dated 23.03.2015. Appellant was present when Shri Y.K. Singhal, JS(Law) cum CPIO, RTI Cell was also present.

Decision with reasons:-

2. In the RTI application, the appellant has sought following information:

*"(A) Please provide the file No. in relation to the Dak received in the Legal Cell from the Dak Section from 01.01.2013 till 31.03.2013 as per the **enclosed list**.)*

*(B) Please provide the action taken on each of the Dak received in the Legal Cell from the Dak Section from 01.01.2013 to 31.03.2013 as per the **enclosed list**. This information may be provided in relation to the Dak for which no files have been opened.*

(C) After providing the above information, please provide inspection of all records, documents, note-sheets and files relating to the information as referred to in point (A) to (B) above. Please provide inspection of complete file(s) even if they contain part of the information. Please note that I will undertake the inspection only if it is necessary in view of incorrect and incomplete information provided by you."

The JS(Law) cum CPIO, Shri Y.K. Singhal has responded on points (A), (B) & (C) of the RTI application, as under:-

C. I. C./के० सू० आ०
RECEIVED
15 JUL 2016
Initials.....

15.7.16

C. I. C./के० सू० आ०
ISSUED
16 JUL 2016
D No.....
Initials.....

P.T.O.

"Information asked is voluminous. Collate and collection of such information would disproportionately divert the resource of this office".

3. The appellant stated during the hearing that the statement of the CPIO is totally wrong. I have sought information for a limited period from 01.01.2013 to 31.03.2013 (three months) on Points (A) & (B) and also provided a list of diary numbers and date so that CPIO may trace it easily then how the CPIO say that the information is voluminous. The appellant further stated that he had filed a first appeal earlier for deemed refusal and FAA vide decision No.CICOM/A/2015/00278 dated 20.05.2015 had directed Shri O.P. Gupta, SO & CPIO, Legal Cell to furnish the response to the appellant within 10 working days from the date of receipt of the order. But despite of the reminder given by the appellant to Shri O.P. Gupta vide letter dated 25.05.2015, Shri O.P. Gupta has not complied with the decision of the FAA. In compliance of the above mentioned FAA's decision, the appellant has received the information from Shri Y.K. Singhal, JS(Law) cum CPIO vide letter dated 25.02.2016 after a period of more than 7 months of the FAA's decision. If the information is voluminous then why it took 8 months to response. Moreover, as per response of the CPIO that the information is voluminous, it shows that the CPIO has accepted that the information is available with him. **Direction is accordingly given to Shri Y.K. Singhal, JS(Law) cum CPIO to provide the file numbers as sought in Point (A) of the RTI application and also provide the action taken on each dak as sought in Point (B) of the RTI application to the extent possible within 4 (four) weeks from the date of receipt of the order. Further, after providing above said information, JS(Law) cum CPIO is directed to offer inspection of files relating to above period daks to the appellant with mutual consent.**

4. The appeal is, therefore, disposed of accordingly.

5. 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, 'B' Wing, August Kranti Bhawan, Bhikaji Cama Place, New Delhi-110066 against this order within 90 days.

Dated, the 4th July, 2016.

Achla Sinha

(Achla Sinha)
Additional Secretary & First Appellate Authority
Tele No : 011-26162290

Copy to :- 15/7/16.

1. The CPIO, RTI Cell, CIC, New Delhi.
2. Shri Y.K. Singhal, JS(Law) cum CPIO, CIC, New Delhi.