

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

CIC/AA/A/2016/182  
CICOM/A/2016/00181  
CICOM/R/2014/00565

Name of the appellant : Shri R.K. Jain,  
1512-B, Bhishm Pitamah Marg, Wazir Nagar,  
New Delhi -110 003.

1.	Date of RTI application	15.09.2014
2.	Date of reply of the RTI application	11.11.2014
3.	CPIO(s) who furnished reply	RTI Cell & JS(Law)
4.	1 <sup>st</sup> Appeal No. & Date	16180 dt. 07.03.2016
5.	Diary No. of 1 <sup>st</sup> Appeal of the Dak Section	119205
6.	Diary date of the Dak Section	08.03.2016
7.	Diary date of 1 <sup>st</sup> Appeal in the office of FAA	12.04.2016
8.	<b>Date of Hearing</b>	<b>12.07.2016</b>

The appellant was present during the hearing.

**Decision with reasons:-**

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

*"(A) The Hon'ble Delhi High Court by orders dated 04.04.2014 (enclosed as **Annexure-A**) in W.P. No.183/2014 has directed the CIC to file counters in the above matters within 4 weeks, but no counter was filed till 22.04.2014 even though the CIC by its reply dated 19.05.2014 (enclosed as **Annexure-B**) has confirmed that the comments were handed over to the counsel, but still no counter was filed. Further, the Hon'ble Delhi High Court by its order dated 22.08.2014 (enclosed as **Annexure-C**) has again directed to file the counter in the aforesaid case within two weeks from 22.08.2014, but no counter has so far been filed. In this respect, please provide following information:-*

- (i) Please intimate the date on which the comments of the CIC were given to the Counsel in relation to WP(C) No.183/2014, as stated in the reply dated 19.05.2014 of the CPIO, CIC. The petitioner is not interested in knowing the contents of the comments.*
- (ii) Please intimate the date on which the directions dated 22.08.2014 of the Hon'ble Delhi High Court for filing counter affidavit within two weeks in the aforesaid matter, has been brought to the notice of the CIC.*
- (iii) Date-wise details of the steps taken for compliance to order dated 22.08.2014 of the Hon'ble Delhi High Court.*

*(B) Please provide list of files from which the information as sought above is provided by you.*

3. The reply dated 23.03.2016 furnished by the CPIO, Legal on above points is as under:-

*"You are requested to obtain information from Hon'ble High Court as matter is subjudice and you are party in WP(C) No.183/2014."*

4. The reply furnished by the CPIO is not appropriate. The appellant only wants to know the date-wise various actions taken by the Commission in connection with WP(C) No.183/2014. **Direction is accordingly given to the CPIO, Legal Cell to re-visit the RTI Application and provide the point-wise information as available on record to the appellant within 2 weeks from the date of receipt of the order.**

5. The appeal is, therefore, disposed off accordingly.

6. 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 16<sup>th</sup> August, 2016.



( Achla Sinha )

Additional Secretary & First Appellate Authority  
Tel: 26162290

Copy to:-

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