

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

CIC/AA/A/2016/248
CICOM/A/2016/00247
CICOM/R/2016/00617

Name of the appellant: Shri Sanjay Sharma,
102, Narayan Tower, Opposite F-Block Idgah
Rajajipuram, Lucknow, UP-226017 (India).

1	Date of RTI application	25.04.2016
2	Date of reply of the RTI application	15.5.2016 & 19.05.2016
3	CPIO's who furnished reply	CPIO & Joint Secy(MR), DO to CIC (RK) & CPIO, JS (Law) CPIO, RTI Cell.
4	Date of filing 1 st Appeal	30.05.2016
5	Diary No. of 1 st Appeal of the Dak Section	142360
6	Diary date of the Dak Section	7.06.2016
7	Diary date of 1 st Appeal in the office of FAA	09.06.2016
8	Date of Decision	14.07.2016

Decisions with reasons:

1. The appellant has filed RTI application seeking information regarding the total number of cases of misuse of RTI, certified copies of the various Sections of RTI Act, Government orders, rules etc. regarding the misuse of RTI, Number of cases pending in CIC, number of cases disposed of by Chief IC, RTI seminars attended, money spent in the visit of Chief IC to attend a particular seminar and steps taken to check misuse of RTI through 18 points.

(ii) The CPIO, RTI Cell has forwarded the RTI application to DO to CIC (RK) in respect of point numbers 1,2 & 8-18. The Point number 5,6 & 7 was transferred to Shri A.K. Gehlot, JS(MR). The appellant has filed 3 separate first Appeals against the reply of Shri A.K. Gehlot, Joint Secretary (MR) & CPIO, Shri Y.K.Singhal, Joint Secretary (Law) & CPIO and Shri S.C. Sharma, DO to CIC (RK). In his first Appeal, the appellant has mentioned that on point No.5,6 & 7, Shri A.K. Gehlot, JS(MR) & CPIO stated that information are available on the Commission's website in monthly disposal report and pending cases report but he has gone through website and unable to find the exact links where the information cited by him is available.

(iii) Shri A.K. Gehlot, JS (MR) & CPIO is directed to give specific information/links on each of the above three points to the appellants.

(iv) On point No. 3 & 4, which are regarding Government orders, rules etc. on misuse of RTI, Shri Y.K. Singhal, JS (Law) has informed to the appellant to refer RTI Act and RTI Rules, which are available in public domain. The appellant has mentioned that he has gone through RTI Act and RTI Rules but unable to find any clause or rule as per which filing more cases is prohibited under RTI Act.

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Since there is no separate rules, regulations etc. are available in CIC other than that is available in RTI Act and RTI Rules. The CPIO cannot provide the same to the appellant. Hence no direction can be issued to the CPIO in this regard.

(v) On the other points the appellants has mentioned that he has not received complete information from Shri S.C.Sharma, CPIO & DR to CIC (RK).

(vi) The information provided by the CPIO & DR to CIC (RK), Shri S.C.Sharma on point No.1,2,8 & 9 are as per available record and hence no intervention is required.

(vii) It is observed that no reply/information has been replied by any of the CPIOs on point No. 10 to 18.

(viii) The nodal officer/CPIO RTI Cell is directed to provide information on these points to the appellants within 10 days of the receipt of this order,if required, take assistance of the holder of the information U/s. 5(4) of the RTI Act.

2. The appeal is disposed of accordingly.

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

Achla Sinha

(Achla Sinha)

Additional Secretary & First Appellate Authority

Tele. No : 26162290

Copy to:-

- 02/01/16
1. The CPIO RTI Cell, CIC, New Delhi
 2. Sh. A.K.Gehlot, JS (MR), CIC, New Delhi
 3. Nodal Officer/CPIO RTI Cell, CIC, New Delhi.

02/01/16