

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

CIC/AA/A/2017/155  
CICOM/A/2017/00149  
CICOM/R/2017/00240

Name of the appellant : Smt Maya Devi Saini,  
C/o 140, Lawyers Chamber,  
Western Wing,  
Tis Hazari Court,  
Delhi - 110 054.

1.	Date of RTI application	01.03.2017
2.	Date of reply of the RTI application	22.03.2017
3.	CPIO(s) who furnished reply	DO & CPIO to IC(YA)
4.	1 <sup>st</sup> Appeal Date	10.04.2017
5.	Diary No. of 1 <sup>st</sup> Appeal of the Dak Section	126925
6.	Diary date of the Dak Section	25.04.2017
7.	Date of receipt of 1 <sup>st</sup> Appeal in the office of FAA	26.04.2017
8.	Date of Decision	01.05.2017

**Brief facts of the case:-**

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

- "1. Entire case file of Appeal No.CIC/WB/A/2008/00768/SG titled as Sandeep Saini Vs The ADM(S) and PIO along with the entire order sheet and office noting till date.
2. Whether any compliance of the order dated 23.03.2009 was done or not? If yes, kindly supply the compliance report."

2. Shri R.P. Grover, DO & CPIO to IC(YA) vide letter dated 22.03.2017 has responded that:-

"Files no CIC/WB/A/2008/000768SG is not available in the physical as well as scan form in the registry. As such information can't be provided.  
It is also be noted that record relation policy of CIC for the second appeal is as under:-

The records relating to second appeals and complaints are retained for a period of six months from the date of disposal of the case."

9/c  
3. In the appeal, the appellant has mentioned that the CPIO has furnished false and frivolous information. The PIO has stated that record related to the second appeal and complaints are retained for a period of six months from the date of disposal but the PIO has not stated that the case file related to the decision dated 23.03.2009 is destroyed or not.

P.T.O.

**Decision with reasons:-**

4. On perusal of the RTI application, reply of the CPIO and appeal, it is observed that though CPIO has furnished factual information but CPIO should have confirm it from I/c Record Room regarding destruction or availability of above mentioned case file before supplying information. Direction is accordingly given to Shri R.P. Grover, DO & CPIO to IC(YA) to take assistance of I/c Record Room regarding availability of physical or scanned case file and provide information accordingly to the appellant within 2 weeks from the date of receipt of the order.

5. The appeal is, therefore, disposed off.

6. In case the appellant is aggrieved by the decision, she is free to file second appeal, if she 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 1<sup>st</sup> May, 2017

( Rakesh Kumar Singh )  
Additional Secretary & First Appellate Authority  
Tel: 26162290

**Copy to:-**

1. The CPIO, RTI Cell, CIC, New Delhi.
2. Shri R.P. Grover, DO & CPIO to IC(YA), CIC, New Delhi.

