

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

CIC/AA/A/2017/208
CICOM/A/2017/00201
CICOM/R/2017/00665

Name of the appellant : Shri B. Parmeshwar,
5-4-89, Bhagwani Colony,
Premavathipeta,
PO: Rajendra Nagar,
Hyderabad – 500 030
Telangana

1.	Date of RTI application	20.02.2017
2.	Date of reply of the RTI application	21.06.2017
3.	CPIO(s) who furnished reply	DS(Admn) & CPIO
4.	1 st Appeal Date	05.06.2017
5.	Diary No. of 1 st Appeal of the Dak Section	139132
6.	Diary date of the Dak Section	08.06.2017
7.	Date of receipt of 1 st Appeal in the office of FAA	20.06.2017
8.	Date of Decision	29.06.2017

Brief facts of the case:-

In the RTI application, the appellant has sought following information in respect of his letter dated 22.11.2016 addressed to Secretary, CIC and 09 other departments of Govt. of India:-

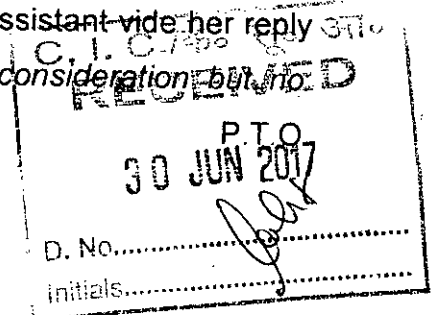
- (i) a copy of the latest letter written etc to the concerned authority.
- (ii) a copy of the NOTE FILE orders of the competent authority (from beginning to latest orders obtained)."

2. In the appeal, the appellant has stated that as on 05.06.2017 a period of 70 days have been elapsed but he did not get any reply from the concerned CPIO of CIC and requested to take action against the CPIO under Section 20(2).

Decision with reasons:-

3. On perusal of the case file, it is observed that Shri Sushil Kumar, DS(Admn) cum CPIO has provided information to the appellant vide his letter No.3/2/2017/Admin/CIC/00665 dated 21.06.2017 i.e. after filing of the first appeal. The CPIO had sought information from office of the JS(Admn) under Section 5(4) and forwarded the reply dated 21.06.2017 as received to the appellant. **A copy of the reply dated 21.06.2017 is enclosed.** Ms. Ekta Jaurwal, Assistant vide her reply dated 21.06.2017 has informed that "the matter is under consideration by no.

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decision has been taken yet." Direction is accordingly given to Shri Sushil Kumar, DS(Admn) cum CPIO to seek the present status in the matter from JS(Admin) under Section 5(4) and inform the appellant accordingly within 2 weeks from the date of receipt of the order.

4. As regards delay in providing information, it has been informed by CPIO, RTI Cell that he has received the said RTI application diarised vide Dy.No.112648 dated 23.02.2017 from Central Registry-II on 29.05.2017 and accordingly registered the same on 30.05.2017 and it was informed to him by DR to CR-II that the said RTI application inadvertently mixed up with other daks.

5. It is further to be mentioned that FAA, CIC has no authority to impose penalty under section 20(2) of the RTI Act.

6. The appeal is disposed off.

7. 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 29th June, 2017

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

Copy to:-

✓ 1.
2. AW
30/06/17
The CPIO, RTI Cell, CIC, New Delhi.
Shri Sushil Kumar, DS(Admn) cum CPIO, CIC, New Delhi.