

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

CIC/AA/A/2017/279  
CICOM/A/2017/00271  
CICOM/R/2017/01019

Name of the appellant : Dr. Manas Gobinda Das,  
Chakbhabani Rathtala, Balughat,  
Dakshin Dinajpur,  
West Bengal – 733 101.

1.	Date of RTI application	07.08.2017
2.	Date of reply of the RTI application	18.08.2017
3.	CPIO(s) who furnished reply	CPIO cum DO to IC(SH)
4.	1 <sup>st</sup> Appeal Date	07.09.17
5.	Diary No. of 1 <sup>st</sup> Appeal of the Dak Section	165026
6.	Diary date of the Dak Section	15.09.2017
7.	Date of receipt of 1 <sup>st</sup> Appeal in the office of FAA	18.09.2017
8.	Date of Decision	20.09.2017

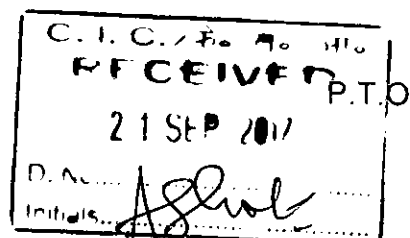
**Brief facts of the case:-**

In the RTI application, appellant has sought following information

*"Please provide attested Xerox copies of second appeal/complaint petition submitted to Hon'ble CIC, counter statement, written submission, if any, all documents in appeal/complaint Shri P.C. Srivastava Vs. Canara Bank, Bangalore, 353/ICPB/2006"*

2. Shri Vijay Bhalla, CPIO cum DO to IC(SH) vide his letter dated 18.08.2017 has denied the information u/s 8(1)(j) of the RTI, 2005.

3. In the appeal, the appellant has stated that Commission vide order No.CIC/MP/A/2016/001660 dated 22.12.2016 has directed CPIO, SBI, Raiganj to provide information as sought to the appellant within fifteen days of the receipt of the succession certificate/valid legal heir proof from the appellant. The appellant submitted an order of the Ld. Civil Judge (Senior Division), passed in Partition Suit No.126/2012 dated 29.11.2012 to the CPIO, SBI, Raiganj in support of proof of his legal heir of the deceased mother Late Aruna Debi. The CPIO denied the information to the appellant with the remarks that the order of Ld. Civil Judge is neither a Succession Certificate nor a valid proof of legal heir and requested to provide with a Succession Certificate or Valid Legal Heir Proof/Certificate issued by Executive Magistrate to enable them to provide requisite information.



4. The appellant further stated that the Commission in its decision dated 22.02.2007 in Appeal No.353/ICPB/2006 'P.C. Srivastava Vs. Canara Bank' has accepted the order of a competent Civil Court as a valid legal proof of being a legal heir. Therefore, he sought the copy of the said order of the Commission along with other documents.

**Decision with reasons:-**

5. In view of the above, direction is given to Shri Vijay Bhalla, CPIO & DO to IC(SH) to invoke Section-11 of the RTI Act, 2005 by sending notice to the third party within 5 working days from the date of receipt of this order and take a decision thereafter for providing information.

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 20<sup>th</sup> September, 2017.

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

Copy to:-

1. The CPIO, RTI Cell, CIC, New Delhi.
2. Shri Vijay Bhalla, CPIO cum DO to IC(SH), CIC, New Delhi.

*Am*  
*21/9/17*

*Sony*  
*21/9/2017*