

Central Information Commission
Baba Gang Nath Marg,
Munirka, New Delhi-110067.

CIC/AA/A/2018/08
CICOM/A/2018/00008
CICOM/R/2017/01399

Name of the appellant : Shri Kamal Thakur,
S/o Shri Satya Pal,
H.No.170, Ward No.8,
Mohan Colony, Solan,
HP – 173 212.

1.	Date of RTI application	11.01.2017 (date may be wrongly mentioned by the appellant, it should be 11.11.2017)
2.	Date of reply of the RTI application	04.12.2017
3.	CPIO(s) who furnished reply	DO to IC(AB)
4.	1 st Appeal Date	19.12.2017
5.	Diary No. of 1 st Appeal of the Dak Section	184707
6.	Diary date of the Dak Section	26.12.2017
7.	Diary date of 1 st Appeal in the office of FAA	27.12.2017
8.	Date of Decision	09.01.2018

Brief facts of the case:-

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

"Information may kindly be supplied on these appeals which were announced by the Commission on 19-01-2017 and after filing the non-compliance as and when final order will announce:-

- (1) CIC/VS/A/2015/001219 Decided on 19-01-2017
- (2) CIC/VS/A/2015/901542 Decided on 19-01-2017
- (3) CIC/VS/A/2015/902024 Decided on 19-01-2017

- (1) Whether any final order will announce after the filing of non compliance by the Commissioner on the above three appeals?
- (2) Whether Deputy Registrar is competent to announce the order on non compliance matters?
- (3) Why the final order has not been passed by the Commission on these above appeals after misleading information supplied by the respondents."

2. Shri A.K. Talpatra, CPIO cum DO to IC(AB) vide reply dated 04.12.2017 has stated as under:-

"Your all three appeals have already been decided, orders issued and CPIOs have complied with the orders except in case no.CIC/VS/A/2015/901542. Although, they have already provided the requisite information sought by you, in other cases, a reminder has been issued to the concerned CPIO/PIO to comply the CIC order no.CIC/VS/A/2015/901542 specifically.

P.T.O.

Points 01 to 03:

No information has been sought which could be made available u/s 2(f) of RTI Act, 2005. There is no provision of any hypothetical question under the RTI Act."

Decision with reasons:-

3. On perusal of the RTI application and appeal, it is not clear whether the appellant has filed any non-compliance case against above mentioned orders of the Commission or in case he files non-compliance case and wants to know the final decision on the non-compliance. However, **direction is given to Shri A.K. Talpatra, CPIO cum DO to IC(AB) to check whether the appellant has filed non-compliance case in the above mentioned orders of the Commission and if filed, intimate the latest status of the same to the appellant within 1 week from the date of receipt of the order.**
4. On points 1 & 3 of the RTI application, reply of the CPIO is appropriate. As regards point 2, **direction is given to DR to Central Registry-1 to provide suitable information to the appellant by taking assistance from the concerned officer/section within 2 weeks from the date of receipt of the order.**
5. The appeal is, therefore, disposed of.
6. In case the appellant is aggrieved by the decision, he is free to file second appeal, if he so desires, before the Central Information Commission, Baba Gang Nath Marg, Munirka, New Delhi-110067 against this order within 90 days.

Dated the 9th January, 2018.

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

Copy to:-

1. The CPIO, RTI Cell, CIC, New Delhi.
2. Shri A.K. Talpatra, CPIO cum DO to IC(AB), CIC, New Delhi.
3. The DR to CR-1, CIC, New Delhi.

C. I. C. / के. सू. आ.	
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