

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

CIC/AA/A/2018/18
CICOM/A/2018/00018
CICOM/R/2017/01450

Name of the appellant : Shri Nitin Goel,
143, Jolly Maker Chambers Two,
Mumbai – 400 021.

1.	Date of RTI application	28.11.2017
2.	Date of reply of the RTI application	27.12.2017
3.	CPIO(s) who furnished reply	DO to IC(AB)
4.	1 st Appeal Date	30.12.2017 recd. through CPIO, Dept. of Posts, Mumbai vide letter dated 30.12.2017
5.	Diary No. of 1 st Appeal of the Dak Section	101097
6.	Diary date of the Dak Section	04.01.2018
7.	Diary date of 1 st Appeal in the office of FAA	05.01.2018
8.	Date of Decision	11.01.2018

Brief facts of the case:-

In the RTI application, appellant has sought following information in respect of case file No.CIC/MORLY/A/2016/303960-AB:-

"A-1) soft copy of the Order of Mr. Amitava Bhattacharyya may please be supplied over email schokhi@chokhi.com

A-2) date of the Order of Mr. Amitava Bhattacharyya

A-3) date when the Order has been uploaded on CIC website

A-4) date of Service to the opposite Parties including Foreign 3rd party mentioned on page 4 of Order by CIC/CPLO, Railways

A-5) copy of communication sent to the Foreign 3rd Party by CIC/CPLO, Railways

A-6) copy of chapter & verse of the RTI Act empowering CIC to suo-moto hear a Foreign Party, who is neither subject to the jurisdiction of the Hon'ble Supreme Court of India nor amenable to the Indian Evidence Act and/or the Constitution of India, in 2nd Appeal Proceedings inspite that the CPIO, Railways Public Authority at original stage and even FAA have not even adverted to this foreign 3rd party."

2. Shri A.K. Talpatra, CPIO cum DO to Chief IC(RK) vide reply dated 20.12.2017 has responded as under:-

"Point A1:- Visit CIC website & download the order.

Point A2 to A4:- Office copy of the order indicating the date of issue is enclosed. The order was uploaded on CIC website on 08.11.2017.

Point A5 & A6:- The case in question was adjourned as reflected in the said CIC Order and likely to be fixed for hearing in the first week of Jan 2018 and the parties (including third party) will be informed accordingly."

P.T.O.

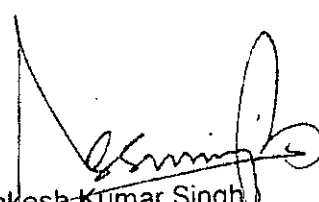
Decision with reasons:-

3. On perusal of the RTI application, reply of the CPIO and appeal, it is observed that point-wise reply furnished by the CPIO is seems to be appropriate, therefore, no intervention is required on the part of the FAA.

4. The appeal is, therefore, disposed of accordingly.

5. 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 11th January, 2018.


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

Copy to:-

The CPIO, RTI Cell, CIC, New Delhi.


11/01/18

C. I. C. / के. सू. आ.	
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D. No.....
Initials.....