

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

CIC/AA/A/2018/54
CICOM/A/2018/00053
CICOM/R/2017/01503

Name of the appellant . Shri Omprakash Kashiram.
3/16 Amol Apartment.
Waldhuni.
Kalyan - 421 301

1	Date of RTI application	21.01.2018
2	Date of reply of the RTI application	05.01.2018 & 10.01.2018
3	CPIO(s) who furnished reply	DO to CIC(RK) & SO(Admn)
4	1 st Appeal Date	22.01.2018 (Received through DoPT vide Lt No 2/2/2018-RTIC/1292948 dt 31.01.2018
5	Diary No. of 1 st Appeal of the Dak Section	107861
6	Diary date of the Dak Section	05.02.2018
7	Diary date of 1 st Appeal in the office of FAA	06.02.2018
8	Date of Decision	23.02.2018

Brief facts of the case:-

The appellant has filed RTI application in DoPT who transferred the RTI application u/s 6(3) to CIC in which the appellant has sought following information -

"1. Please provide the documents duly attested by PIO regarding for not signed the order No.CIC/PRSEC/A/2017/134027 dated 22.11.2017 (copy enclosed) by Shri Radha Krishna Mathur, Chief Information Commissioner with blue pen or blue ink pen and same are not issued to me

2 Please provide the documents duly attested by PIO with name and designation regarding names of CPIOs was not mentioned in place of respondent by Shri Radha Krishna Mathur in Order No.CIC/PRSEC/A/2017/134027 dated 22.11.2017 (copy enclosed) and Shri Radha Krishna Mathur had been appointed by Ministry of Personnel, Public Grievances and pension.

3. Please provide the documents duly attested by PIO with name and designation regarding Central Public Information Officer had not been mentioned in the Order No.CIC/PRSEC/A/2017/134027 dated 22.11.2017 by Shri Radha Krishna Mathur CIC, New Delhi for claim of Rs.25000/- under the RTI Act 2005.

4 Please provide the documents duly attested by PIO with name and designation regarding name of CPIO of President of India under the RTI Act 2005

5. Please provide the documents duly attested by PIO with name and designation regarding Shri Radha Krishna Mathur is capable or not for the Chief Information Commissioner appointed by Ministry of Personnel, Public Grievances and Pension in connection with various orders issued by the Chief Information Commissioner outside the purview of RTI Act 2005

6. Please provide the documents regarding appointment of Shri SC Sharma, Dy. Registrar who had been signed order as part of commission and there is provision in RTI Act 2005 only eleven commissioners including chief information commissioner are the part of the commission not Shri SC Sharma, Dy.Registrar.

7. Please provide the documents regarding actual PIO for the Order No.CIC/PRSEC/A/2017/134027 dated 22.11.2017 duly attested by PIO with name and designation."

2. Shri S.C. Sharma, DO to Chief IC(RK) cum CPIO vide his letter dated 05.01.2018 has responded as under:-

"1 The information does not fall under section 2(f) of the RTI Act, 2005 and hence the information cannot be provided.

2,3,47&8 A copy of attendance sheet is enclosed.

5&6 Transferred to CPIO, Administration Section of CIC for replying you directly."

3. Mrs. Savita Taluja, CPIO & SO(Admn) vide her letter dated 10.01.2018 has stated as under:-

"5 This does not pertain to Admin Section. This point was transferred to RTI Cell.

6 As mandated in section 5 of the RTI Act, 2005, Shri S.C. Sharma, Dy. Registrar has been designated as CPIO as per order No.3/3/2008/Admn/CIC dated 14.03.2017(copy enclosed)."

4. The appellant has filed his first appeal in DoPT who transferred the same to CIC. On perusal of the appeal, it appears that the appellant is aggrieved with non-receipt of information from the CPIO, DoPT. Since the DoPT has transferred the RTI application and first appeal to CIC, the appeal has been admitted.

Decision with reasons:-

5. In the appeal, appellant has stated that CPIO has not provided information and penalty may be imposed on him/her for non-supply of information. However, on perusal of the case file, it is observed that Shri S.C. Sharma, DO to Chief IC(RK) & CPIO and Mrs. Savita Taluja, CPIO & SO(Admn) have already furnished information to the appellant as per Para-2 & 3 above (copy enclosed). The information furnished by both the CPIOs are seems to be appropriate except on Point-5, which has been transferred to CPIO, RTI Cell but no information has been provided. In this regard, CPIO, RTI Cell has been called for who intimated that information on the same query has already been furnished by Shri S.C. Sharma, CPIO & DO to Chief IC(RK) on the other RTI application dated 06.12.2017 of the appellant in which CPIO stated that "The information does not fall under section 2(f) of the RTI Act, 2005 and hence the information cannot be provided."

6 In view of the above, 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 Central Information Commission, Baba Gang Nath Marg, Munirka, New Delhi-110067 against this order within 90 days.

Dated the 23rd February, 2018.

Encl. A/a ✓

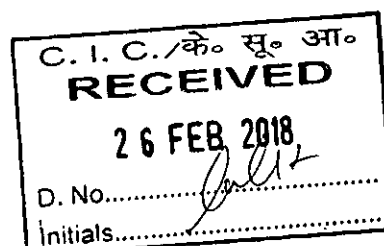
(Rakesh Kumar Singh)
Additional Secretary & First Appellate Authority
Tel: 26162290

Copy to:-

✓ 1.
A 2.
26/02/18 3.

Shri Ashok Kumar Sharma, CPIO, RTI Cell, CIC, New Delhi.
Shri Rajeshwar Lal, Under Secretary to the Govt. of India, DOPT, North Block, New Delhi, with reference to Letter No 2/2/2018 – RTIC/1292948.
Ms. Varsha Sinha, Dir (IR), DOPT, North Block, New Delhi.

g/c

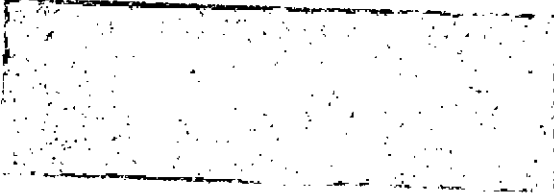


केंद्रीय सूचना आयोग
Central Information Commission
बाबा गंगनाथ मार्ग /Baba Gangnath Marg
मुनिरका / Munirka,
नई दिल्ली-११००६७ / New Delhi-110067

Dated: 10-01-2018

No. 3/1/2018/Admin./CIC/ST/01503/1

To



Subject: Seeking information under the RTI Act, 2005.

Sir/Madam,

This has reference to your RTI application no. NIL dated 15.12.2017 and CPIO letter No. CICOM/R/2017/01503/1 dt. 20.12.2017. Item wise replies are as under:-

Item No.	Reply
5	This does not pertain to Admin Section. This point was transferred to RTI Cell.
6	As mandated in section 5 of the RTI Act, 2005, Shri S.C. Sharma, Dy. Registrar has been designated as CPIO as per order No. 3/3//2008/Admn/CIC dated 14.3.2017 (copy enclosed).

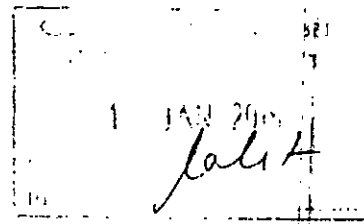
The first appeal, if any, u/s 19(1) will lie with Sh. R.K. Singh, Additional Secretary & First Appellate Authority, Central Information Commission at the above address within thirty days of receipt of this letter.

o/c

Savita 10/1/18
(Savita Taluja)
Section Officer (Admn.) & CPIO

Copy to : CPIO, RTI Cell.

Asst
11/01/18



केन्द्रीय सूचना आयोग
Central Information Commission
2तल, विंग/ 'B' 2nd Floor, 'B' Wing
अगस्त क्रांति भवन/ August Kranti Bhawan
भिकाजी काम प्लेस/ Bhikaji Cama Place
नई दिल्ली/ New Delhi 11006

F. No. 3/3/2008/Admn/CIC

Dated: 03.03.2017

Office Order

In Partial modification to this office order of even no. dated 21.12.2016 and as mandated in Section 5 of the RTI Act, 2005 following officers/officials are designated as The First Appellate Authority, Nodal Officer of RTI Cell and Central Public Information Officers (CPIOs) / Designated Officers:-

First Appellate Authority	
Shri R.K.Singh, Additional Secretary	
Nodal Officer of RTI Cell	
Shri S.P.Beck, Joint Secretary	
Central Public Information Officers	
1. Shri Sushil Kumar, Deputy Secretary (Admn) & CPIO	For all matters relating to the following subjects being dealt by him:- (i) Commission Meetings. (ii) Parliament Question/ Parliament Standing Committee (iii) Public Grievance Officer, CPGRAM, General complaints. (iv) Matters of National Federation of Information Commissioners of India(NFICI)
2. Shri S. K. Rabbani, Deputy Secretary (GA) & CPIO	For all matters relating to the following subjects being dealt by him:- (i) General administration including House Keeping. (ii) Procurement of all items for the office of CIC. (iii) Hiring of accommodation, maintenance of the accommodation & minor works. (iv) Looking after the requirement and procurements of items for the residences of the Commissioners. (v) CAG Audit/Test Audit/Internal Audit. (vi) Plan Schemes-Building & constructions of CIC office building. (viii) Budget and all non-plan & plan expenses except AAPSCOMS Locator

3	Shri Krishan Avtar Talwar, Deputy Secretary & Deputy Registrar & CPIO	For all matters relating to the following subjects being dealt by him:- i) Scanning & e-Book ii) Scrutiny of files(pre-registration checking) iii) Registration of appeal/complaints & forwarding the same to the concerned registry iv) To certify work of the Vendor & to verify his bills v) For all matters relating to full bench & Central Registry of CIO.
4	Shri T.K.Mohapatra, Deputy Secretary & Deputy Registrar & CPIO	For all matters relating to the following subjects being dealt by him:- i) Work relating to Compliance Cell ii) Compilation & monitoring of penalty/compensation, disciplinary cases for non-compliance iii) Approval & issue of all DMs iv) To monitor the scanning & uploading of orders.
5	Shri Subhash Chander Sharma, Designated Officer & Deputy Registrar & CPIO	For all matters being handled by the Chief Information Commissioner Shri Radha Krishna Mathur, relating to Chapter V of the RTI Act.
6	Shri R. L. Gupta, Designated Officer & Deputy Registrar & CPIO	For all matters being handled by the Information Commissioner Smt. Manjula Prashar relating to Chapter V of the RTI Act.
7	Shri Ram Prakash Grover Designated Officer & Deputy Registrar & CPIO	For all matters being handled by the Information Commissioner Shri Yashovardhan Azad relating to Chapter V of the RTI Act
8	Shri Vijay Bhatta, Designated Officer & Deputy Registrar & CPIO	For all matters being handled by the Information Commissioner Shri Sharat Sabharwal Information Commissioner relating to Chapter V of the RTI Act.
9	Shri Dinesh Kumar Designated Officer & Deputy Registrar & CPIO	For all matters being handled by the Information Commissioner Prof. M. Sridhar Acharyulu, relating to Chapter V of the RTI Act.

10.	Shri V K Sharma, Designated Officer & Deputy Registrar & CPIO	For all matters being handled by the Information Commissioner Shri Sudhir Snargava, relating to Chapter V of the RTI Act.
11.	Shri K.L.Das, Designated Officer & Deputy Registrar & CPIO	For all matters being handled by the Information Commissioner Shri Bimal Julka, relating to Chapter V of the RTI Act.
12.	Shri Haro Prosad Sen, Designated Officer & Deputy Registrar & CPIO	For all matters being handled by the Information Commissioner Shri D.P.Sinha, relating to Chapter V of the RTI Act.
13.	Shri A. K.Talapatra, Designated Officer & Deputy Registrar & CPIO	For all matters being handled by the Information Commissioner Shri Amitava Bhattacharyya, relating to Chapter V of the RTI Act.
14.	Smt. Savita Taluja, Section Officer(Admn) & CPIO	For all matters relating to the following subjects being dealt by him:- (i) All establishment matters of the Commission (ii) Appointment and swearing in of Information Commissioners. (iii) Appointment/recruitment of officers and staff and their personal matter. (iv) Audit of proactive disclosure/Suo- moto disclosure under section 4 of RTI Act. (v) Raj Bhasha. (vi) Framing of Recruitment Rules. (vii) All cases related to engagement of Legal Consultants/ Retainers. Consultants/Outsourced staff.
15.	Smt. Poonam Verma, Section Officer & CPIO	For all matters relating to Cash Section/DDO.
16.	Shri Sukhbir Singh, Consultant & CPIO	For all matters relating to (i) Hiring and maintenance of vehicles. (ii) Post retirement entitlements of former CIOs and ICs and provisioning of the same
17.	Shri Ashok Kumar Sharma, Consultant(RTI Cell) & CPIO.	For all matters related to the RTI Cell.

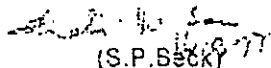
18	Shri Kishore Kumar Pukhrail Consultant(Legal Cell) & CPIO	3	For all matters relating to the following subject being dealt by him: (i) Legal Cell (ii) Engagement of advocate/CGSC (iii) Study and analysis of Supreme Court and high court judgements involving orders of CIC/ICs (iv) WPs filed in HCs and Supreme court where CIC is a party
19	Shri Mukesh Kumar, Asst. Librarian & Information Officer & CPIO		(i) For all matters relating to Library (ii) Supervision of Record Room and implementation of Record Destruction Policy of the Commission
20	Smt. Pushpa Janardhan Assistant Dak Incharge & CPIO		For all matters relating to Dak Section, Disoatn Section and Facilitation Desk of CIC
21	Shri Jeewan Chandra Consultant (M&R) & CPIO		For all matters relating to the following subjects being dealt by him:- (i) Work Distribution among ICs & CIC. (ii) Workflow system - Data Base Administration. (iii) Workflow system & website maintenance and other IT interface with NIC. (iv) Updation of website of the Commission (v) Compilation of material for Annual Report. (vi) Coordination with the registries and others for compiling statistics regarding pendency etc (vii) Monitoring and Reporting of statistics under section 25 of the RTI Act. (viii) Holding of Annual Convention (ix) Plan Schemes -AAPSCOMS Locator. (x) Procurements & Maintenance of Computers and office equipment
22	Ms. Samiya Shakeel Legal Consultant(Legal Research and Publication Cell) & CPIO		For all matters relating to the following subject being dealt by her:- (i) Legal research and publication including news letter (ii) Transparency audit (iii) Internship of law students and visit of probationers

(3)

Note1:- All the concerned task holders dealing with their work/ Custodian of files/records are designated as Assistant Central Public Information Officers who will be personally responsible for providing/compiling the information to the CPIO concerned so as to enable him/her to furnish the requisite information to the appellant

2. This Order is issued with the approval of Chief Information Commissioner and will come into effect immediately in supersession of all earlier orders.

Hindi version will follow.


(S.P. Beck)
Joint Secretary (Admn)

Copy to:

- 1 PPS to CIC.
- 2 PPS to ICs.
- 3 PS to Secretary.
- 4 PS to Addl. Secretary.
- 5 PS to Registrar (Consultant).
- 6 JS (Admn)/JS (MR)/ JS (Law)/ JS (Plg. & Sud.)
- 7 All Deputy Secretaries/Dy. Registrars/ Designated Officers.
- 8 Shri A.K. Gehlot, JS(MR) for ensuring uploading of orders on CIC website
- 9 DDO/ALIO/RTI Cell/Central Registry/Dak Section/Library/Record Room.
- 10 Shri Rakesh Malik Scientist 'E', NIC Section for uploading the Order immediately.
- 11 Guard File

CENTRAL INFORMATION COMMISSION
CIC New Building, CIC Bhawan
Baba Gang Nath Marg, Munirka-110067, New Delhi
Tel: +91-11-26186535

Registry of CIC, Room No.404
Baba Gang Nath Marg, ND-67

CICOM/R/2017/01503

Dated 05.01.2018

Shri Om Prakash Kashiram

Subject: Information under RTI Act, 2005

Sir,

Please refer to your RTI application dated 05.12.2017 received in this Registry through RTI Cell of CIC on 20.12.2017. The information is as under:

1. The information does not fall under section 2(f) of the RTI Act, 2005 and hence the information cannot be provided.

2,3,4,7 & 8.. A copy of attendance sheet is enclosed.

5&6. Transferred to CPIO, Administration Section of CIC for replying you directly.

The First Appeal, if any under section 19(1) of the RTI Act, 2005, may be filed before Shri Rakesh Kumar Singh, Additional Secretary & First Appellate Authority, Room No. 502, CIC New Building, CIC Bhawan, Baba Gang Nath Marg, Munirka, New Delhi-110067, within 30 days of the receipt of this reply.

With Regards,

Yours faithfully

(S.C.Sharma)
DR & CPIO

Copy to : CPIO-RTI cell, CIC for information please.
Dy. Secretary (Admn) The RTI has already been transferred electronically for giving reply in r/o point 5&6. However, a copy of this is again enclosed for doing the needful please.