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

CIC/AA/A/2018/88
CICOM/A/2018/00079
CICOM/R/2018/00200

Name of the appellant : Shri G.K.S. Duggal,
72/501, Komdi Mansion,
Gautami Enclave,
Kondapur,
Hyderabad – 84.

1.	Date of RTI application	15.02.2018
2.	Date of reply of the RTI application	05.03.2018
3.	CPIO(s) who furnished reply	DO to Chief IC(RK)
4.	1st Appeal Date	16.03.2018
5.	Diary No. of 1st Appeal of the Dak Section	119157
6.	Diary date of the Dak Section	23.03.2018
7.	Diary date of 1st Appeal in the office of FAA	26.03.2018
8.	**Date of Decision**	**28.03.2018**

Brief facts of the case:-

In the RTI application, appellant has sought 4 points information in respect of CIC's decision No.CIC/ONGCL/A/2017/193773 dated 01.02.2018.

Shri S.C. Sharma, CPIO & DO to Chief IC(RK) vide letter dated 05.03.2018 has replied as under:-

> *"1. Copy of RTI application dated 06.08.2016 (10.08.2016) is enclosed please.*
> *2. In respect of letter dated 28.11.2016 of CPIO/ONGC and penalty etc, it is to intimate that order has already been delivered on 01.02.2018 which is explicit and hence the undersigned cannot offer any comments on it.*
> *3. Copy of attendance sheet is enclosed.*
> *4. Copy of order has already been sent to you on 5th February, 2018. The Commission does not maintain any recorded statements."*

Decision with reasons:-

3. On perusal of the RTI application reply of the CPIO and appeal, it is observed that the CPIO has furnished point-wise factual information to the appellant except on points 1 and 3 of the RTI application. On Point-1, the appellant has sought copy of the letter dated 10.08.2016 and stated in the appeal that the RTI application dated 10.08.2016 has not been provided by the CPIO. In his reply, the CPIO has sent a

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copy of the RTI application by mentioning the date as 06.08.2016 (10.08.2016). **Direction in this regard is given to Shri S.C. Sharma, CPIO & DO to Chief IC(RK) to clarify the matter and intimate the exact date of the RTI application to the appellant within 5 working days from the date of receipt of the order.**

4. On Point 3 of the RTI application, the appellant sought following information:-

> *"As per para 3 of the notice CPIO/PIO should personally attend the meeting, if for a compelling reason(s) he/she is unable to be present he/she has to give reasons for the same and shall authorize an officer not below the rank of CPIO/PIO, fully acquainted with the facts of the case. CPIO did not attend. How this condition complied while allowing somebody else to attend. Papers reg this may be made available duly authenticated."*

In response to point 3, CPIO has provided a copy of the attendance sheet instead of providing written reasons of the CPIO for not attending the hearing. **Direction is accordingly given to Shri S.C. Sharma, CPIO to provide reasons, if any, submitted by the respondent CPIO to the appellant within 5 working days from the date of receipt of the order.**

4. The appeal is, therefore, disposed of.

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 28th March, 2018.

C. I. C./के० सू० आ०
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28 MAR 2018
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Initials.....

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

Copy to:-

28/3/18

1. Shri Ashok Kumar Sharma, CPIO, RTI Cell, CIC, New Delhi.
2. Shri S.C. Sharma, CPIO & DO to Chief IC(RK), CIC, New Delhi.

27/3/18