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

CIC/AA/A/2018/108
CICOM/A/2018/00099
CICOM/R/2018/00182

Name of the appellant : Dr. S. Garg,
Garg House, # 458,
Sethni Street, Devi Bhawan Bazar,
Jagadhri – 135 003,
Distt. Yamuna Nagar, Haryana.

1.	Date of RTI application	16.02.2018
2.	Date of reply of the RTI application	22.03.2018
3.	CPIO(s) who furnished reply	DO to IC(BJ)
4.	1st Appeal Date	19.04.2018
5.	Diary No. of 1st Appeal of the Dak Section	126496
6.	Diary date of the Dak Section	25.04.2018
7.	Diary date of 1st Appeal in the office of FAA	26.04.2018
8.	**Date of Decision**	**03.05.2018**

Brief facts of the face:-

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

"01. Complete file of Appeal No.CIC/IGNOU/A/2017/193730-BJ, decided on February 15th, 2018 by the Hon'ble Central Information Commission, as available in the Hon'ble Commission.

Needless to mention here that every paper, as available in the file concerned may please be supplied.

In case, any material pertaining to above noted Appeal Case is available in Electronic Form, copy of which is not available in the hard copy in the file concerned, the same may please be supplied in a C.D./D.V.D. or on the mail id of applicant i.e. jaisiyaramki@gmail.com.

02. Complete file containing the noting/proceedings along with every annexure, pertaining to the reply to be issued in response to the present application by the official(s) concerned. The copies of those annexure may not be supplied, which will be the part of your reply to the present application of the applicant along with the Full Name & designation of every signatory of the noting/proceedings referred in above para of present application.

03. Copy of the present R.T.I. application of the appellant.

04. Total number of pages to be sent to you, in response to the present R.T.I. application."

P.T.O.

Shri K.L. Das, DO to IC(BJ) cum CPIO vide letter dated 22.03.2018 has responded as under:-

> *"In continuation of my letter of even number dated 09.03.2018, it is informed that the third party (Sh. Rajeev Mittal) has not given his consent to supply you the desired documents relating to his case No.CIC/IGNOU/A/2017/193730. The information sought by you is thus denied."*

Decision with reasons:-

2. In the appeal, the appellant has stated that the final reply of the CPIO is completely inadequate, incomplete and illegal and mentioned grounds in support of it, which have been perused. On point (v) of the appeal, appellant has stated that no reply is offered by respondent CPIO to the queries raised at Point 2 to 4 of the RTI application, due to the reasons best known to him.

3. As regards information on Points 2 to 4 is concerned, the CPIO has been called for who intimated that on Point-2 information was not provided since third party did not give his consent. On Point-3, the appellant sought copy of his present RTI application, which is his own document, therefore, not provided in the light of Hon'ble Madras High Court judgment dated 17.09.2014 in WP No.26781 of 2013. On Point-4, appellant sought number of pages to be sent in response to present RTI application, since no other document is sent except reply dated 22.03.2018, therefore, providing of total pages does not arise.

4. In view of the above, it is observed that CPIO has provided appropriate factual information on all the points of the RTI application as per the RTI Act and hence no intervention of FAA is required.

5. The appeal is, therefore, disposed off accordingly.

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 3rd May, 2018.

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

Copy to:-

Shri Ashok Kumar Sharma, CPIO, RTI Cell, CIC, New Delhi.