

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

CIC/AA/A/2018/220
CICOM/A/2018/00191
CICOM/R/2018/00539

Name of the appellant : Shri Ravindra Kumar Singh,
K-16, Opp. Judicial Lockup,
Tis Hazari Court,
Delhi – 110 054.

1.	Date of online RTI application	15.05.2018
2.	Date of reply of the RTI application	11.06.18, 15.06.18, 18.06.18, 21.06.18 & 22.06.18
3.	CPIO(s) who furnished reply	DO to IC(DP), DO to IC(SA), DO to CIC(RK), DO to IC(SB), DO to IC(AB), DO to IC(BJ) & DO to IC(YA)
4.	1 st Appeal Date	21.07.2018
5.	Diary No. of 1 st Appeal of the Dak Section	909, 910, 911, 914, 915 & 916
6.	Diary date of the Dak Section	31.07.2018
7.	Diary date of 1 st Appeal in the office of FAA	01.08.2018
8.	Date of Decision	09.08.2018

The appellant has filed 06 first appeals against reply of the CPIOs of the Commission, received by the appellant on different dates against one RTI application. Therefore, all appeals have been clubbed with.

Brief facts of the case:-

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

"The Subject Matter & Information pertain to any 2nd Appeal, Case & Diary Nos etc filed before Hon'ble Central Information Commission (CIC, hereinafter is called Commission) New Delhi & have mentioned 2nd Appeal, Case & Diary Nos is pending before Hon'ble Commission. As per RTI ACT (2005) up-to amended dates & other Supreme Law of Land, Notice is issued For both Parties (Appellant & Respondent to appear for argument & submission before Hon'ble CIC, clubbed of more than one 2nd appeal/Case, listing, finalize, fixing of date of hearing & uploading the order on website on Hon'ble Commission & sending copy of disposed of 2nd appeal/case to Appellant & respondent etc

Please provide following information from above mentioned subject matter & all information should be break up wise & in details

1. What are rules & regulations including provisions laid down by officials of above mentioned Hon'ble CIC

P.T.O.

[2]

- (a) *How many maximum stipulated/specified period of times (days) has been/is fixed/laid down by concern official's/authority of concern registry to issue notice to both Parties (Appellant & Respondent respectively to appear for argument & submission before Hon'ble Commission*
 - (b) *How many maximum stipulated/specified period of times (days) has been/is fixed/laid down by concern official's/authority of concern registry to issue notice to both Parties (Appellant & Respondent respectively to appear for argument & Submission before Hon'ble Commission*
2. *Please provide copy of any records & documents, orders, circulars, rules & regulations & also please give advice & opinion on/upon fixing/listing the date of hearing of 2nd Appeal/Case by concern officials of CIC (Commission)*
3. *How many maximum including minimum stipulated/specified period of times (days) has been/is fixed/laid down by concern officials/authority of concern registry to fix, finalize & listing of date of hearing of any 2nd Appeal/Case before Hon'ble Commission*
4. *Which type/kind case/2nd Appeal (more than one) has been /is clubbed & disposed of by concern of officials & authority of above mentioned Commission, please furnish copy of any Records & documents, orders, circulars, rules & regulations & also please give advice & opinion on/upon above mentioned clubbed of Case/2nd Appeal Before Hon'ble Commission.*
5. *How many maximum including minimum stipulated/specified period of times (days) has been/is fixed/laid down by concern officials/authority, judgment & order passed by any Hon'ble commissioner, uploading of passed/disposed of 2nd appeal/case on website of Hon'ble Commission, Please provide copy of any Records & documents, orders, circulars, rules & regulations & also please give advice & opinion on/upon uploading of passed/disposed of 2nd appeal/case on website of Hon'ble Commission,*
6. *How many maximum including minimum stipulated/specified period of times (days) has been/is fixed/laid down by concern officials/authority, Sending copy of passed order & providing information of disposed of 2nd appeal to Appellant & respondent, Please provide copy of any Records & documents, orders, circulars, rules & regulations & also please give advice & opinion on/upon Sending copy of passed order & providing information of disposed of 2nd appeal to Appellant & respondent*
7. *Please give/provide copy of the file noting of any material in any form including any records, documents, memos, e-mails, press release, circulars, orders, reports, papers, samples, models data materials & also opinion & advice on/upon following above mentioned subject matters,*
 - (a) *Issuing notice, fixing, finalize, listing of date of hearing & clubbed of 2nd appeal/case (more than one),*

- (b) *Sending copy of passed order & providing information of disposed of 2nd appeal/case to Appellant & respondent,*
 (c) *uploading of passed/disposed of 2nd appeal/case on website of Hon'ble Commission, & relating to others matter etc"*

3. CPIO, RTI Cell on the reply dated 07.06.2018 of Registrar, CIC had forwarded the RTI application to all DRs of the registry for sending reply directly to the applicant. Accordingly, all DRs have furnished the information.

4. On the ground of all appeals, appellant has stated that CPIOs have knowingly provided incorrect, incomplete and misleading reply and also obstructed in furnishing information but he has not mentioned as to why information provided is incorrect, incomplete and misleading.

Decision with reasons:-

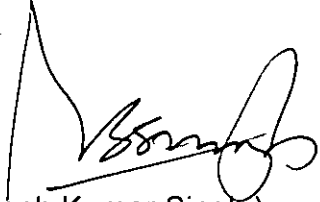
5. First of all on the perusal of case file, it is observed that Shri Ashok Kumar Sharma, CPIO, RTI Cell instead of forwarding RTI application to all the DRs for sending reply directly to the appellant, should seek information u/s 5(4) from all DRs and a consolidated reply should have been provided to the appellant. Due to this act of the CPIO, appellant has to file 6 appeals against one RTI application thereby unnecessary wasted valuable time of the appellant as well as of the FAA. Hence, Shri Sharma is advised to take a note.

6. On perusal of the RTI application and various replies of the CPIO, it appears that CPIOs have not understood the RTI request properly. In the RTI application, the appellant has asked various information in different points but he has summed up the requested information sought on Point-7 as mentioned at Para-2 above. All the CPIOs have intimated that "*.....this registry has not framed any such rules/regulations or guidelines....*" But the appellant has asked circulars, orders etc dealing with the issues mentioned at Point-7. It is to mention that 2nd Appeal/Complaint processed as per RTI Act, 2005, RTI Rules, 2012, which are in public domain and executive instructions issued from time to time by the Commission. **CPIO, RTI Cell is hereby directed to seek assistance u/s 5(4) for the item mentioned at Point 7 of the RTI application and provide consolidated information to the appellant within 2 weeks from the date of receipt of the order.**

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

8. 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 August, 2018.


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

Copy to:-

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

Handwritten notes:
OLC
Ashu
10/08/18

C. I. C. / के. सू. आ.	
RECEIVED	
10 AUG 2018	
D. No.
Initials