

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

CIC/AA/A/2018/238
CICOM/A/2018/00208
CICOM/R/2018/00616

Name of the appellant : Shri R.L. Goyal,
IF No.897 GF, Adjacent City Centre,
Amravati Enclave, Distt. Panchkula,
Haryana – 134 105.

1.	Date of online RTI application	08.06.2018
2.	Date of reply of the RTI application	12.07.2018
3.	CPIO(s) who furnished reply	DO to IC(SB)
4.	1 st Appeal Date	16.08.2018
5.	Diary No. of 1 st Appeal of the Dak Section	2048
6.	Diary date of the Dak Section	30.08.2018
7.	Diary date of 1 st Appeal in the office of FAA	04.09.2018
8.	Date of Decision	06.09.2018

Brief facts of the case:-

In the RTI application, appellant has sought copy of complete record of the 2nd Appeal bearing No.CIC/SM/A/2011/000674/SG decided on 19.09.2011 vide decision No.CIC/SM/A/2011/000674/SG/14678.

2. Shri S.S. Rohilla, CPIO & DR to IC(SB) vide reply dated 12.07.2018 has responded as under:-

"Copy of the second appeal in file no.CIC/SM/A/2011/000674 requested by the Appellant originated from the Appellant himself, he is not within his right to seek the same. In this connection, your attention is drawn to paragraph 6 and 7 of the Commission's order dated 05.12.2006 passed in file No.CIC/AT/A/2006/00411 in the case of G.P.S. Rana Vs Delhi Police....."

3. On the grounds of the appeal, appellant referred Section 2(f) & 8 of the RTI Act, 2005 and Section 4(xiii) of the CIC(Management) Regulations, 2007. However, he has limited the copy of documents sought and requested to provide at least following documents:-

P.T.O.

"(1) Copy of letter dated 27.04.2007 annexed by me with RTI application.

(2) Copies of the documents submitted by the PIO in response to RTI application and after the decision dated 19.09.2011 of the Hon'ble Commission including copy of FIR filed by Bank."

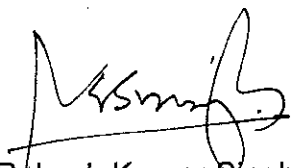
Decision with reasons:-

4. From the above, it is observed that denial of the CPIO for providing copies of documents on the ground that these documents were originated by appellant himself is not appropriate. In any 2nd Appeal case file, complete documents are not originated by the appellant. 2nd Appeal case file also contains submissions made by the respondent CPIO, order of the Commission etc. However, the appellant has limited the information sought, **direction is accordingly given to Shri S.S. Rohilla, CPIO & DR to IC(SB) to provide copies as mentioned at Para-3 above, if available, to the appellant within 2 weeks from the date of receipt of the order.**

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 6th September, 2018.


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

Copy to:-

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

