

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

CIC/AA/A/2018/246
CICOM/A/2018/60141
CICOM/R/2018/50680

Name of the appellant : Shri Jasbir Singh Arora,
85, GF, Jeewan Nagar,
Bala Sahib Road,
New Delhi – 110 014.

1.	Date of online RTI application	07.09.2018
2.	Date of reply of the RTI application	10.09.2018
3.	CPIO(s) who furnished reply	DO to Chief IC
4.	Online 1 st Appeal Date	10.09.2018
5.	Date of Hearing	18.09.2018

Appellant was heard over phone when Mrs. Savita Taluja, CPIO, RTI Cell was present.

Brief facts of the case:-

2. In the RTI application, appellant has sought copy of rules or orders or anything as a documentary proof as per which Shri R.K. Mathur, Hon'ble Chief IC had converted complaint No.CIC/CPAOF/C/2017/135234-BJ into second appeal without filing of first appeal by information seeker.

3. Shri S.C. Sharma, CPIO & DO to Chief IC vide reply dated 10.09.2018 stated that *"The order in respect of file No.CIC/CPAOF/C/2017/135234-BJ speaks itself. No other record is available."*

Decision with reasons:-

4. During the hearing, appellant has reiterated the contents of appeal. The appellant was informed that concerned case file has been called for from the registry of the IC(BJ) to whom the public authority of the aforementioned case file is presently allocated. On perusal of the case file, it is observed that the first appeal filed by the appellant in the said case is available in the case file along with decision/reply of the FAA. It is further informed that the filing of first appeal on 11.11.2017 and its reply dated 17.11.2017 has also been mentioned in the interim decision dated 06.09.2018. Then the appellant has requested to provide a copy of the said first appeal.

P.T.O.

5. Since case file No.CIC/CPAOF/C/2017/135234-BJ is concerning to third party, direction is accordingly given to Shri K.L. Das, CPIO & DO to IC(BJ) to initiate necessary procedure prescribed for obtaining consent from the concerned third party u/s 11 of the RTI Act. Upon receipt of response from third party, decision of supplying or non-supplying copy of first appeal as requested by the appellant during the hearing shall be communicated to him accordingly.

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

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 18th September, 2018.

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

Copy to:-

1. The CPIO, RTI Cell, CIC, New Delhi.
- Shri K.L. Das, CPIO & DO to IC(BJ), CIC, New Delhi.

C. I. C. / के. सु. आ.
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