

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

CIC/AA/A/2019/05  
CICOM/A/2019/00004  
CICOM/R/2018/00352

Name of the appellant : Shri Kant Singh,  
Vill & PO: Kasaundar,  
Distt. Ballia,  
(UP) – 221 716.

1.	Date of RTI application	14.03.2018
2.	Date of reply of the RTI application	01.05.2018
3.	CPIO(s) who furnished reply	DO to ex.IC(AB)
4.	1 <sup>st</sup> Appeal Date	31.12.2018
5.	Diary No. of 1 <sup>st</sup> Appeal of the Dak Section	7094
6.	Diary date of the Dak Section	03.01.2019
7.	Diary date of 1 <sup>st</sup> Appeal in the office of FAA	04.01.2019
8.	<b>Date of Decision</b>	<b>09.01.2019</b>

As per Section 19(1) of the RTI Act, 2005, appellant should file first appeal within 30 days from the date of receipt of decision from the CPIO. But the appellant has filed the present appeal on 31.12.2018 i.e. after a period of 8 months from the date of reply of the CPIO. The appellant has also not made any request to condone the delay in the appeal. However, in the spirit of RTI Act, the present appeal is being considered and decided. **The appellant is advised that he may file such appeal within the prescribed period provided in the RTI Act, in future otherwise such delayed appeal will be declared time barred and dismissed.**

**Brief facts of the case:-**

2. In the RTI application, appellant has sought certified copies of the entire file of the following cases:-

- (a) CIC/OK/A/08/00607-AD
- (b) CIC/OK/A/08/00608-AD
- (c) CIC/OK/A/08/00609-AD
- (d) CIC/OK/A/08/00610-AD

3. Shri A.K. Talapatra, ex. DR to ex.CIC(AB) vide letter dated 01.05.2018 has replied that:-

C. I. C./के. सु. आ.
<b>RECEIVED</b>
10 JAN 2019
D. No.....
Initials.....

P.T.O.


*".....it is to inform you that since the information sought by you pertain to old records; the In-charge Record Room/Library, CIC was approached on 24.04.2018 and despite his sincere efforts to locate the same no information was traceable."*

Along with his above reply, CPIO has enclosed a copy of reply dated 01.05.2018 from I/c Record Room, who informed that as per the record, these files are not available either in physical or electronic form in the record room.

**Decision with reasons:-**


4. On perusal of the RTI application, CPIO's reply and submissions made in appeal, it is observed that factual information as per available record has been provided by the CPIO, therefore, no intervention is required on the part of the FAA, in the matter.
5. The appeal is, therefore, disposed of.
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 9<sup>th</sup> January 2019.

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

Copy to:-

1. Shri TBJs Rajappa, CPIO, RTI Cell, CIC, New Delhi.

  
Am  
10/01/19