

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

CIC/AA/A/2019/115
CICOM/A/2019/00101
CICOM/R/2019/00279

Name of the appellant : Shri Surendra Kumar Arora,
D-184, Shyam Park Extension,
Sahibabad, Distt. Ghaziabad,
(UP) – 201 005.

1.	Date of RTI application	18.03.2019
2.	Date of reply of the RTI application	05.04.2019
3.	CPIO(s) who furnished reply	DO to IC(BJ)
4.	1 st Appeal Date	10.05.2019
5.	Diary No. of 1 st Appeal of the Dak Section	12455
6.	Diary date of the Dak Section	14.05.2019
7.	Diary date of 1 st Appeal in the office of FAA	15.05.2019
8.	Date of Decision	15.05.2019

Brief facts of the case:-

In the RTI application, appellant has quoted following two paras of the Commission's order No.CIC/CCITJ/A/2017/154927-BJ dated 18.12.2018 and sought file notings about the source of the findings contained in the said paras of the order.

"The personal character of the information demanded in the nature of Income-tax returns of private parties to get disclosure about the payment of tax by them was again in order to know about their status as agriculturists declared to be so by the authorities in the legal proceedings, could be indeed said to be personal."

"It was in the background of litigation between the petitioner and the said private persons relating to their property rights wherein the Will in favour of private parties was disputed and disputes of civil nature were being agitated before the forum concerned and the court."

2. Shri K.L. Das, CPIO & DO to IC(BJ) vide reply dated 05.04.2019 responded that:-

".....You have sought to have file notings about the source of findings contained in the order No.CIC/CCITJ/A/2017/154927 dated 18.12.2018."

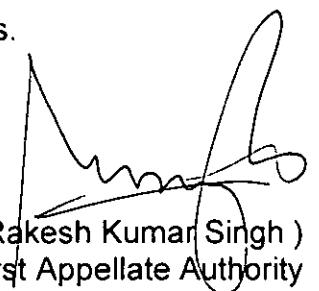
The order passed by the Commission is self explanatory and speaks for itself. It is not possible for the undersigned to offer any comment regarding Commission's order. There is no noting as such in the file."

P.T.O.

Decision with reasons:-

3. On perusal of the RTI application, CPIO's reply and submissions made in the appeal, it is observed that reply furnished by the CPIO seems to be appropriate and factual. It is further to mention that CPIO as well as FAA of the Commission cannot comment on the decision of the Commission.
4. In view of the above, no further 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 15th May, 2019.


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

Copy to:-

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

2. Shri K.L. Das, CPIO & DO to IC(BJ), CIC, New Delhi.


15/5/19

