

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

CIC/AA/A/2019/118  
CICOM/A/2019/00104  
CICOM/R/2019/00399

Name of the appellant : Shri Subhash Chand Bhatia,  
C-18, Soami Nagar (North),  
New Delhi – 110 017.

1.	Date of RTI application	14.05.2019
2.	Date of reply of the RTI application	24.05.2019
3.	CPIO(s) who furnished reply	DO to IC(YS)
4.	1 <sup>st</sup> Appeal Date	29.05.2019
5.	Diary No. of 1 <sup>st</sup> Appeal of the Dak Section	13079
6.	Diary date of the Dak Section	30.05.2019
7.	Diary date of 1 <sup>st</sup> Appeal in the office of FAA	31.05.2019
8.	Date of Decision	04.06.2019

**Brief facts of the case:-**

In the RTI application, appellant has sought following information along with certified copy of the following document:-

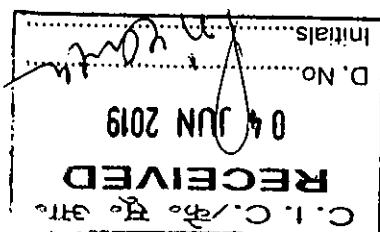
"1.(i) Certificate to the effect of lost of original Gift Deed issued by Respondent Sub-Registrar-III, Asaf Ali Road, N Delhi to the Appellant (herein the applicant) & submitted its copy to CIC in compliance to decision order dated 26.5.2015 in Appeal No.CIC/SA/A/2014/001214 (copy enclosed for ready reference).

(ii) Reply of Sh. R.C. Meena, Registrar (of Respondent side) towards show cause as to why compensation cannot be given to the appellant as mentioned in said decision order dated 26.5.2015.

(iii) Explanation of said Sh. Meena to explain what measures he has taken to build up alternative to the lost records, as mentioned in said decision order dated 26.5.2015.

(iv) Explanation of said Sh. Meena to explain what action is initiated or will be initiated to find out the person responsible for the loss of record, which is an offence under Public Record Act, 1993 and also violation of RTI Act, 2005 and its compliance report as mentioned in said decision order dt. 26.5.2015.

(v) Reply of said Sh. Meena to show cause why maximum penalty cannot be imposed against him for not giving the information to the appellant within 21 days from the date of receipt of said decision order dt. 26.5.2015.



P.T.O.

2. *Final order passed by Hon'ble CIC towards para Sl.No.1(i to v) above in said appeal case with Action Taken Report/Compliance Report of Respondent Authority.*
3. *What action has been taken on enclosed copy of appellant's written request diary No.62183, dt. 18.9.2015 and to provide the decision taken by CIC in this regard in said appeal case."*

2. Shri R.P. Grover, CPIO & DO to IC(YS) vide letter dated 24.05.2019 has furnished following information:-

*"Information is being provided on the basis of the record available in the appeal file in PDF format in the APPCOM system of the Commission.*

- 1.(i) *No lost certificate available in the file.*
- (ii) *Reply of Sh R C Meena towards show cause is available in the file.*
- (iii) *Not available in the file.*
- (iv) *Not available in the file.*
- (v) *Not available in the file.*
2. *No order after the Commission order dated 26.05.2015 is available in the file.*
3. *Your letter dated 18.9.2015 with diary no 62183 not available in the said file."*

3. Aggrieved with the response of CPIO, appellant filed present appeal.


**Decision with reasons:-**

4. On perusal of the RTI application, CPIO's reply and submission made in the appeal, it is observed that point-wise information furnished by the CPIO appears to be factual and appropriate except point 1.(ii) in which appellant has sought certified copy of the document. In this regard, the matter has been enquired with Shri R.P. Grover, CPIO & DO to IC(YS) who informed that the reply of Shri R.C. Meena towards show cause is not available in the file. He further stated that he forgot to mention the word 'is not' in his reply on Point 1(ii) and inadvertently mentioned 'is available' and regretted for the same. Since factual information has also been provided by the CPIO on this point, no further intervention is required.

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 4<sup>th</sup> June, 2019.

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

Copy to:-

1. Shri TBSJ Rajappa, CPIO, RTI Cell, CIC, New Delhi.
2. Shri R.P. Grover, CPIO & DO to IC(YS), CIC, New Delhi.

  
4/6/19