

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

CIC/AA/A/2019/137
CICOM/A/2019/00119
CICOM/R/2019/00465

Name of the appellant : Shri K.R. Manilal,
Kaniyankattu House,
56/1652, B/H Nilgiris Store,
KPV Road,
Kochi – 682 020.

1.	Date of RTI application	07.06.2019
2.	Date of reply of the RTI application	14.06.19, 27.06.19 & 03.07.19
3.	CPIO(s) who furnished reply	DO to IC(SB), DO to IC(BJ) & DO to IC(VN)
4.	1 st Appeal Date	20.06.2019
5.	Diary No. of 1 st Appeal of the Dak Section	14014
6.	Diary date of the Dak Section	27.06.2019
7.	Diary date of 1 st Appeal in the office of FAA	28.06.2019
8.	Date of Decision	05.07.2019

Brief facts of the case:-

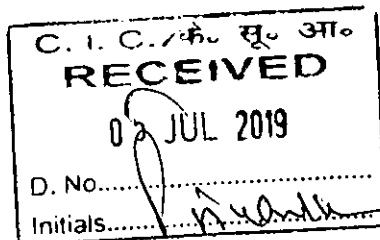
In the RTI application, appellant has sought certified true copies of CIC's orders i.e. CIC/SS/A/2011/001615 dt. 17.02.2012, CIC/DS/A/2012/000906 dt. 06.09.2012 and CIC/LS/A/2011/000982/BS/1786 dt. 29.01.2013. He also sought certified true copies of Hon'ble Supreme Court and Hon'ble High Court of Delhi decisions mentioned at S.No. 2(1) to (7) and (3) of the RTI application, which were, as per appellant, referred to in the above mentioned CIC's decisions.

2. On receipt of reply dated 14.06.2019 of Shri S.S. Rohilla, CPIO vide which he has provided a certified copy of CIC's decision No.CIC/SS/A/2011/001615 dated 17.02.2012, appellant filed the present first appeal.

3. On the grounds of appeal, appellant has stated as under:-

- "(1) The C.P.I.O. erred in not furnishing information requested for i.e. citation (A.I.R. etc.) in respect of seven Supreme Court/High Court decisions referred to in paragraph (2) of the application u/s 6(1).
- (2) The C.P.I.O. erred in not furnishing certified true copies of the Delhi High Court Division Bench decision dated 10.04.2018 in in LPA No.91/2018 as also Single Bench decision in W.P. (C) 11273/2017, along with the concerned C.I.C's order which was subject matter before Delhi High Court.
- (3) The appellant is, however, not pressing for certified true copies of CIC's orders in (1) TRIVENI PRASAD BAHUGUNA and H.K. BANSAL."

P.T.O.



Decision with reasons:-

4. The appellant has filed present appeal prematurely. As per record of RTI Cell, Shri K.L. Das, CPIO & DO to IC(BJ) vide letter dated 27.06.2019 and Shri A.K. Assija, CPIO & DO to IC(VN) vide letter dated 03.07.2019 have also supplied information, as under:-

Shri K.L. Das, CPIO

".....You have sought certified copies of various judgments passed by various High Courts and Supreme Court. It is clarified that CIC is not the custodian of those documents. It is not, therefore, possible for the undersigned to provide the desired documents. You may approach the concerned courts to get the documents."

Shri A.K. Assija, CPIO

"1(3) – A certified copy of the order issued in case File No.CIC/LS/A/2011/000982/BS – HK Bansal vs MTNL is enclosed.

2(1)(2)(3). Decisions of the Supreme Court, referred by you, are available on the website of the CIC. The same can be viewed and downloaded from the following hyperlink <https://cic.gov.in/supreme-court-rulings>.

2(4)(5)(6)(7). Decisions mentioned by you in these paragraphs may be viewed/downloaded from the website of the concerned High Court.

3. Certified copies of High Court and Supreme Court decisions may be obtained from the office of the Registrar of the concerned Court, by following due procedure of the Court."

5. From the above, it is observed that information provided by the CPIOs is appropriate and factual, therefore, no further intervention is required on the part of the FAA, in the matter.

6. The appeal is, therefore, disposed of.

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 5th July, 2019.

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

Copy to:- *bnish*
05/07/19

1. Shri S.S. Rohilla, CPIO & DO to Chief IC, New Delhi.
2. Shri K.L. Das, CPIO & DO to IC(BJ), CIC, New Delhi.
3. Shri A.K. Assija, CPIO & DO to IC(VN), CIC, New Delhi.
4. Shri TBSJ Rajappa, CPIO, RTI Cell, CIC, New Delhi.

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