



CENTRAL INFORMATION COMMISSION

**Baba Gang Nath Marg, Munirka,
New Delhi – 110 067**

Sh. Sameer

....Appellant

VERSUS

Central Information Commission

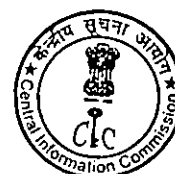
.....Respondent

Case No. :

1. **CIC/AA/A/2019/174**
2. **CICOM/A/2019/60133**
3. **CICOM/R/2019/50485**

Brief facts :

1. Sh. Sameer, the Appellant has sought the following information vide his RTI application dated 18/06/2019:
 - a. How many cases are prioritize by CIC for hearing.
 - b. Details on how many cases were filed verses heard by CIC in year 2016, 2017, 2018 and 2019.
 - c. What if Appellant is not satisfied with CIC decision then where he can appeal and what is the process and time limit.
 - d. In case anyone does not comply (follow CIC order) then where appeal can be made against him/her and what punishment is given.
 - e. Provide RTI act which says husband details (office, bank) cannot be provided to his wife because its 3rd party.
 - f. Provide guide on what all information cannot be provided under RTI.
2. Sh. T.B.J.S. Rajappa, CPIO (RTI Cell) has replied to the RTI application vide his letter dated 15/07/2019 mentioning therein the following:
 - a. A circular no. CIC/15/2016-Rgr. Dated 22.07.2016 is enclosed.
 - b. RTI application has already been transferred online through RTI-MIS on 08.07.2019 to Shri Jeewan Chandra, SO(MR) & CPIO to provide the information directly to you.
 - c. No clarification can be given under RTI Act, 2005.
 - d,e & f. You may refer to RTI Act, 2005 and RTI Rules, 2012 which are already available in public domain.



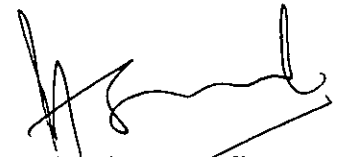
3. Sh. Sameer, filed a First Appeal dated 18/08/2019 before the undersigned on the grounds 'details are not provided, provided incomplete, misleading or false information' and sought the following relief:

"Did not get circular no. CIC/15/2016. Pls provide and specify clause no. c. No clarification is provided. Pls justify and provide RTI Act clause no. d,e,f—Pls provide RTI Act clause no. for point d,e &f."

Decision:

On perusal of the RTI application dated 18/06/2019, reply of the CPIO dated 15/07/2019 and the First Appeal dated 18/08/2019 filed by the Appellant, I have noticed that the CPIO has provided the information available with him and he is not under any obligation under the RTI Act to give any clarification as to why the information cannot be provided. The CPIO has to provide only those information available with him and are not exempt under Section 8 of the RTI Act, 2005. Therefore, I am fully satisfied with the reply sent by the CPIO. However, since the Appellant has mentioned that he had not received a circular No. CIC/15/2016, the CPIO, Sh. T.B.J.S. Rajappa is directed to send a copy of the said circular, if available to the Appellant within a period of one month from the date of receipt of this order.

Sh. Sameer is further informed if he is not satisfied with the order of the undersigned, he is free to file a Second Appeal under Section 19 (1) of the RTI Act, 2005 before the Hon'ble Information Commissioner Sh. Divya Prakash Sinha at the above mentioned address within a period of 90 days from the date of receipt of this order.



(Piyush Agarwal)

Registrar & First Appellate Authority

05/09/2019



o/c

To :

Sh. Sameer
D-179, Prashant Vihar,
New Delhi – 110085

Copy to :

Sh. T.B.J.S. Rajappa
CPIO (RTI Cell)
Central Information Commission

Am
06/09/19

