

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

CIC/AA/A/2020/16  
CICOM/A/E/20/00008  
CICOM/R/2019/50982

Name of the Appellant : Sh. Jasbir Singh Arora  
85, GF, Jeewan Nagar,  
Bala Sahib Road,  
New Delhi - 110014.

1.	Date of RTI application	12.12.2019
2.	Date of reply of the RTI application	07.01.2020
3.	CPIO(s) who furnished reply	Sh. H.P.Sen,CPIO
4.	1 <sup>st</sup> Appeal Date	09.01.2020
5.	Date of Decision	20.01.2020

**Brief facts of the case:-**

In the RTI application, appellant has sought the information:-

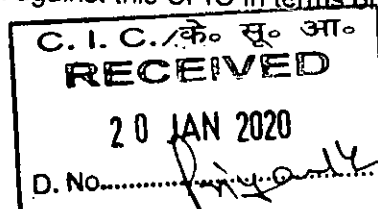
"To Shri H.P.Sen-CPIO Through CPIO-RTI Cell KINDLY PROVIDE THE CERTIFIED COPIES OF ALL DOCUMENTS BOTH FROM NOTE SHEET SIDE AND CORRESPONDENCE SIDE FROM THE FILE-CIC/IC-DP/GEN/2019-000."

2. Reply by CPIO :-

"With reference to your above RTI applications it may be mentioned that the file is not a regular file and maintained by the undersigned as a miscellaneous file to keep the office copy of various correspondences made with different individuals/public authorities etc. Moreover, such file contain personal information of many individuals. No larger public interest is also involved in it. In view of the above, this Registry expresses its inability to give you any inspection of the file."

3. RTI applicant filed First Appeal as under :-

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"The CPIO is lying and hence it is required that CPIO may be asked to bring the file for inspection as to what he is mentioning is correct or wrong and if it is found to be wrong the same needs to be recorded also. It is a matter of shame that CPIO is refusing inspection of file, whereas in this case no inspection was sought, but certified copies from note sheet side and correspondence side of the said file were sought, confirming that CPIO did not apply his mind and purely with a view to harass the information seeker has dealt the case that too deliberately. It is confirmed that the one correspondence from this particular file in the corresponding legal cell file relating to the case of information seeker was found during inspection of legal cell file and hence certified copies of documents relating to that correspondence was sought. Such details can never be termed as personal details. No one including high so ever on Indian territory can deny such an sought information. FAA is therefore requested to order accordingly to provide the requested details. It is also confirmed that the requested details will nail this CPIO in a civil contempt case against him as well as against Shri D.P.Sinha and hence is deliberating acting as hindrance in this matter. This CPIO can delay providing such information but can not escape from facing a civil contempt case against him and in such a situation appellant will not shy away from seeking strictest action against this CPIO in terms of The Contempt of Courts Act 1971."



4 CPIO, Sh H.P.Sen replied vide letter No. CICOM/R/2019/50982 dated 15.01.2020 mentioned that :-

"With reference to hearing notice issued vide No.CIC/AA/A/2020/13 & 16 dated 13.01.2020 in the case of Jasbir Singh Arora vs CIC, it may be mentioned that Shri Jasbir Singh Arora, through a RTI request, sought certified copies of all documents both from note sheet side and correspondence side from the File -CIC/IC-DP/GEN/2019-0002.

(a). The undersigned admits that in the last line of the 1<sup>st</sup> para of the RTI reply dated 7.1.2020 it was inadvertently mentioned "inspection" instead of "certified copy". The mistake is regretted. It is true that the Appellant did not seek inspection of the files but sought certified copies of all documents both from note sheet side and correspondence side from file No. CIC/IC-DP/GEN/2019-0002. As mentioned in my RTI reply that this file is not a regular file and maintained by the undersigned as a miscellaneous file to keep the office copy of various correspondences made with different individuals/public authorities etc. for the convenience of the undersigned. Moreover, such file contain personal information of many individuals. No larger public interest is also involved in it. Therefore, seeking certified copies of all documents and correspondences available in the file is not proper.

(b). In his Appeal Shri Arora has mentioned that one correspondence from this particular file in the corresponding legal cell file relating to the case of information seeker was found during inspection of legal cell file and hence certified copies of documents relating to that correspondence was sought. In his RTI application Shri Arora did not mention anything about any particular correspondence. He did not mention any specific document of which he wanted to have certified copy.

(c). Moreover, court cases of Shri Jasbir Singh Arora is not yet over. In his Appeal, he has mentioned that he wanted one correspondence relating to the case of information seeker. Therefore, no certified copy of any document which has bearing on legal matters should not be provided to him at this juncture".

#### **Hearing of the Appeal**

5. The Hearing Notice was issued for the matter on 13.01.2020 and the matter is heard on scheduled date and time i.e. on 20.01.2020 by First Appellate Authority. During the hearing CPIOs Shri. H.P. Sen were physically present while appellant Shri Jasbir Singh Arora was absent, so the matter was heard with appellant on his mobile No. 8826449896.

#### **Decision**

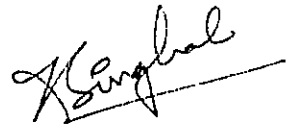
6. Considering the first appeal, comments of CPIO and hearing, it is observed that point wise replies provided by, CPIO is factual and appropriate and no further intervention is required on the part of the FAA, in the matter.

7. The appeal is being disposed of accordingly.

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8. 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 20 January 2020,



(Y. K. Singhal)

First Appellate Authority

Tel: 26162290

Copy to:-

- ✓ 1. CPIO, RTI Cell, CIC, New Delhi.
- ✓ 2. Sh H.P.Sen, CPIO, DR to IC (DP), CIC, New Delhi.

*Am*  
*20/01/20*

