

Central Information Commission
Baba Gang Nath Marg,
Munirka, New Delhi – 110 067

CIC/AA/A/2020/29
CICOM/A/P/20/00013
CICOM/R/2019/00886

Name of the Appellant: Sh. Omprakash Kashiram
3/16, Amol Apartment, Waldhuni,
Kalyan. Pin – 421 301

1.	Date of RTI application	02.12.2019
2.	Date of reply of the RTI application	19.12.2019
4.	CPIO (s) who furnished reply	Sh. T. B. J. S. Rajappa (CPIO, RTI Cell)
3.	1 st Appeal Date	13.01.2020
5.	Date of Decision	22.01.2020

Brief Facts of the case:-

1. In his RTI application, the appellant has asked for copies of documents / information against 5 points pertaining to all higher education institutes, who are not issuing original certificates to students, who has left the course due to poor financial condition and other related information.

Reply of CPIO:-

2. The information dated 19.12.2019, provided by Sh. T. B. J. S. Rajappa, CPIO (RTI Cell), as under:

“Para 1 and 2: The matter does not come under the jurisdiction of CIC, hence, no information can be provided to you.

Para 3, 4 and 5: No such information is available in CIC.”

Ground of First Appeal:-

3. Aggrieved with reply of CPIO, Sh. T. B. J. S. Rajappa, RTI Cell, the appellant filed the First Appeal stated that

- a). “during last 15 years the Chief information Commissioner has not nominated the public information officers and first appellate authority under section 5(1) of RTI Act, 2005 and this injustice with country for not nominate the PIO under section 5(1) of RTI Act, 2005 among 11 Commissioners.”
- b). All orders received from PIO, Central Registry have been returned due to the RTI matter is concerned with Chief Information Commissioner. An amount of Rs. 25 crores may be given in recent fire in all over of India by issue order to all state Government and Central Government and ministry of Road and Highways where lot of people were dead to due fire by high technologies.”

- c). Shri Talwar is not aware that rule 8 of RTI Rules 2012 is applicable for PIOs/FAAs of Central Government Organizations not for commissions. Shri Talwar does not know there is two departments in Central Information Commission. one is office of the Chief Information Commissioner and second is Commissioner along with 11 commissioners of Central Information Commission, New Delhi.

Comments of CPIO on First Appeal:

4. For Disposal of First Appeal written comments of CPIO were asked by the FAA. The CPIO in his comments has submitted,

"The appellant is mentioning the matter in points 1, 2, which has no concern to CIC. Points 3, 4 and 5, in which the documents are sought which are not available in CIC as per the knowledge of undersigned."

Decision with reasons:-

5. On perusal of the Appeal, RTI application and CPIO's reply, it is observed that the appellant, through his RTI application, has not asked for any specific information, which is held by CIC and under its control. Likewise, in his first appeal, the appellant has not complained against the reply given by the CPIO, RTI Cell, CIC. In light of above, the reply given by the CPIO is factual and as per provision of the RTI Act, 2005. Therefore, further intervention is not required on the part of the FAA, in the matter.

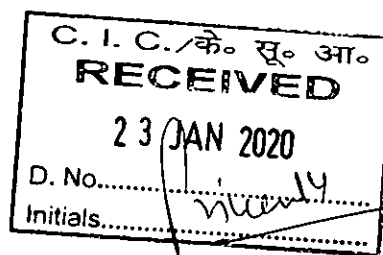
6. The appeal is being disposed of accordingly.

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 – 110 067 against this order within 90 days.

Dated January 22, 2020.



(Y. K. Singhal)
First Appellate Authority
Tel: 26162290



Copy to:-

Sh. T. B. J. S. Rajappa, RTI Cell, CIC, New Delhi.

