

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

CIC/AA/A/2020/46

CICOM/A/E/20/00025

CICOM/R/E/20/00032

Name of the Appellant :

Sh. Jasbir Singh Arora
85, GF, Jeewan Nagar,
Bala Sahib Road,
New Delhi - 110014.

1.	Date of RTI application	14.01.2020
2.	Date of reply of the RTI application	06.02.2020
3.	CPIO(s) who furnished reply	Sh. C. VinodBabu, Consultant (SO) & CPIO, Admin. CIC
4.	1 st Appeal Date	09.02.2020
5.	Date of Decision	21.02.2020

Brief facts of the case:-

1. The appellant, through his RTI application, asked for following information:
"Kindly forward the recruitment Rules of following posts, appointment for which has been made in the Commission as Consultants Registrar, various Dy. Registrars any other posts important."

Reply by CPIO :-

2. In response to the above RTI application, the CPIO, Shri C. VinodBabu, Consultant (SO) & CPIO forwarded the reply, obtained from Shri V. P. Singh, SO (Consultant) Admn, u/s 5(4) of RTI Act, 2005, in which the appellant had been informed that,

"Recruitment Rules for the post of Registrar (Consultant) are available on DoPT's website".

"All Consultants are engaged as per available vacancies in the Commission on contract basis."

Ground of First Appeal:-

3. Aggrieved with the reply provided by the CPIO, the appellant filed first appeal before the First Appellate Authority on following ground:

"The CPIO has simply forwarded the communication of a Consultant by acting as post office without applying his mind at all, which may kindly be noted Any Consultant appointed on contract basis is not a holder of any post and thus the reply of CPIO is totally wrong that Recruitment Rules for the post of Registrar (Consultant)

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are available on DoPT website as no Recruitment Rules are finalized for a post on Contract basis. Similarly the reply that all Consultants are engaged as per available vacancies in the Commission on contract basis is totally wrong as the Commission cannot have vacancies of Consultants. Actually CPIO has totally failed to understand the request."

Decision with Reason:-

4. On perusal of the Appeal, it appears that the appellant in his RTI application desired to have the Recruitment Rules for the regular posts, against which Registrar and various Dy. Registrars have been appointed in the Commission. However, the information desired in RTI application was not very clear, which has now been clearly mentioned in first appeal petition by the appellant, in which he has requested that the CPIO be asked to provide the Recruitment Rules of all the posts such as Registrar, Dy. Registrar etc.

The undersigned observes, that the reply given to the appellant is not as per the information asked for by the appellant.

In light of the above the CPIO, Sh. C. Vinod Babu is hereby directed to provide information asked for by the appellant within 14 days of receipt of this order.

5. The appeal is being disposed of accordingly.

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 21 February, 2020.

Meena Balimane
21/2/2020
(Meena Balimane Sharma)
First Appellate Authority
Tel: 26162290

Copy to:-

1. CPIO, RTI Cell, CIC, New Delhi.

2. Shri C. Vinod Babu, Consultant (S.O.) & CPIO, CIC, New Delhi.

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