

**Central Information Commission**

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

CIC/AA/A/2020/  
CICOM/A/E/20/00049  
CICOM/R/E/20/00161

Name of the Appellant: Shri Mohit  
C/o B Siva Raghavendar Room 3090,  
Third floor, teaching block  
AIIMS, New Delhi -110029.

1.	Date of RTI application	02.03.2020
2.	Date of reply of the RTI application	13.03.2020
3.	CPIO (s) who furnished reply	Sh. T. B. J. S. Rajappa
4.	1 <sup>st</sup> Appeal Date	04.04.2020
5.	First Appeal received in FAA's office	05.05.2020 (through online portal)
6.	Date of Decision	27.05.2020

**Brief Facts of the case:-**

1. In the RTI application, Appellant has sought the following information:-
  1. The text of RULE 18 OF RTI ACT, 2005
  2. The date on which RULE 18 OF RTI ACT, 2005 was published in the gazette of INDIA and the reference number thereof.
  3. The text of RULES 16 & 17 OF RTI ACT, 2005 (obviously present before rule 18)
  4. Please publish final order in case No. CIC/SS/A/2012/001645 (cic website shows order dated 29.04.13 for link for order dated 15.05.14)

**Reply of CPIO:-**

2. CPIO, Sh. T. B. J. S. Rajappa, in his reply dated 16.03.2020 has mentioned that –  
“Point 4 was transferred to R. P. Grover, DR to IC (YS) for providing the information directly to you. Regarding Point 1, 2 and 3, it is to inform you that you may go through the RTI Act, 2005, which is available on website of CIC for the desired information”.

**Ground of First Appeal:-**

3. The Appellant in his First Appeal application stated that – The information sought vide queries 1 to 3 has not yet been furnished causing me undue hardship as I am expected to file my complaint under a RULE whose text the respondent CPIO has not been able to furnish in 30 days.

**Decision with reasons:-**

4. On perusal of the Appeal and RTI application, it is observed that in response to online RTI application dated 02.03.2020, CPIO, Sh. T. B. J. S. Rajappa has provided the desired information related to Point No. 1 to 3, vide letter dated 13.03.2020, dispatched on 18.03.2020 vide Speed Post Id No. ED396374138IN. It is pertinent to mention that as per the decision given by Hon'ble Delhi High Court in the matter of *Registrar of Companies & Ors. vs. Dharmendra Kumar Garg & Ors.* [W.P.(C) 11271/2009] dated 01.06.2012, the RTI Act mandates every public authority to provide as much information to the public including through internet so that the public have minimum resort to the use of the RTI Act to obtain information. Further, once information has been provided in public domain and on the website, the information is no longer held by or under the control of any public authority and

hence, is no longer accessible under 'right to information'. The information provided by Sh. T. B. J. S. Rajappa is factual and therefore, no further intervention is required on the part of FAA in the matter.

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 – 110 067 against this order within 90 days.

**Dated – 27<sup>th</sup> May, 2020.**

*MP Balimane*  
*27/5/2020*  
**(Meena Balimane Sharma)**  
**First Appellate Authority**  
**Tel: 26162290**

**Copy to:-**

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