

Central Information Commission

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

CIC/AA/A/2020/
CICOM/A/E/20/00054
CICOM/R/E/20/00201

Name of the Appellant: Shri Saurabh Singh
H.No. 8, JSM Lane, Omkar Colony,
SnehVihar, Bhondsi,
Gurugram - 122102

1.	Date of RTI application	22.03.2020
2.	Date of reply of the RTI application	25.04.2020
4.	CPIO (s) who furnished reply	Shri S.C.Sharma, CPIO, CIC
3.	1 st Appeal Date	26.04.2020
5.	Date of Decision	06.05.2020

Brief Facts of the case:-

1. The Appellant vide his RTI application dated 22.03.2020, by giving reference of the Second Appeal Order No. CICOM/R/E/20/00201 dated 31.01.2020, has complained that the concerned CPIO, ITO, Ward 1(3)(1), Mathura has not complied with the Commission's above Order and has merely informed that the investigation is still in progress. The Appellant has made a request to provide the required information as per the direction given by the Commission within 30 days.

Reply of CPIO:-

2. In response to the RTI application, the CPIO, Sh. S.C. Sharma provided the following information to the Appellant:

"With reference to your RTI application dated 22.3.2020, received by me on 25.04.2020 through online portal of CIC. The information is given as under please:

On-going through the aforesaid RTI application, it is seen that no specific information pertaining to CIC has been asked for in the application.

Further it is seen that you have requested to arrange to provide the information from the CPIO of ITO 1(3)(1), Mathura, as per directions of the Commission in CIC order in appeal No. CIC/CAKP/A/2018/144420-BJ dated 31.01.2020. Since the information is not available in CIC, hence the undersigned is unable to provide the same. It is also relevant to mention that the CPIO-ITO, Mathura, vide his letter dated

14.02.2020 has provided you the information as is available with him. However, you may file a complaint against non-compliance of above CIC orders."

Ground of First Appeal:-

3. Aggrieved with the reply given by the CPIO, the Appellant has filed first appeal. He has not given any specific ground against the reply of the CPIO, CIC in his first appeal, merely reiterating the facts, as has been given in his RTI application.

Decision with reasons:-

4. On perusal of the Appeal, the RTI application, and the reply given by the CPIO, it is observed that the Appellant through his RTI application has not asked for any specific information held by the Commission. The Appellant, through his RTI application has ~~merely stated~~ ^{stated} that the concerned CPIO, i.e. CPIO, ITO, Ward 1(3)(1), Mathura has not complied with the Commission's Order No. CICOM/R/E/20/00201 dated 31.01.2020 and has requested to provide him the required information as per the direction given by the Commission to the concerned CPIO. It is relevant to mention here that a CPIO can provide only such information which is available in the record of the concerned Public Authority in material form. The CPIO, CIC has already provided him the letter dated 14.02.2020 of CPIO, ITO, Ward 1(3)(1), Mathura, received in compliance with the Commission's order and has advised the Appellant to file non-compliance petition, if any, before the Commission separately.

In light of the above, the information provided by the CPIO, CIC is as per the provisions of RTI Act, 2005. Therefore, no further intervention is required on the part of the 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 – 06.05.2020

Meena Balimane
06/05/2020

(Meena Balimane Sharma)
Addl. Secretary & First Appellate Authority
Tel: 26162290

Copy to:-

1. CPIO, RTI Cell, CIC, New Delhi.
2. Sh. S.C.Sharma, CPIO, DO to IC (NG), New Delhi.