

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

CIC/AA/A/2020/

CICOM/A/E/20/00061 & CICOM/A/E/20/00068

CICOM/R/E/20/00253 & CICOM/R/E/20/00253/3

Name of the Appellant: Shri Varun Krishna
213 Gobind Appts -
B-2 Vasundhara Enclave
Delhi – 110096.

1.	Date of RTI application	21.04.2020
2.	Date of reply of the RTI application	13.05.2020, 04.06.2020
4.	CPIO (s) who furnished reply	Shri K. L. Das & Shri S. Sitaram Murthy
3.	1 st Appeal Date	14.05.2020 & 25.05.2020
5	Date of Decision	05.06.2020

Brief Facts of the case:-

1.1). The Appellant, Shri Varun Krishna has filed two first appeals, registered in the Commission against File Nos. CICOM/A/E/20/00061 & CICOM/A/E/20/00068, which are pertaining to his RTI application dated 21.04.2020. The Appellant, through his RTI application dated 21.04.2020, asked for following information in respect to the work allocation dated 18.03.2020 in CIC:

1. List of cases of Department of Economic Affairs which are still pending in the registry of IC Shri Suresh Chandra & which are yet to be transferred to the registry of IC Shri Neeraj Kumar Gupta as on current date.
2. List of cases of Indian Railways which are still pending in the registry of IC Shri Neeraj Kumar Gupta & which yet are to be transferred to the registry of IC Dr. Amita Pandove as on current date.
3. List of cases of India Security Press/SPMCIL which are still pending in the registry of IC Shri Bimal Julka & which are yet to be transferred to the registry of IC Shri Neeraj Kumar Gupta as on current date. Kindly email E-copy of file number CIC/ISPNR/C/2018/619837 to Email krishna.varun@gmail.com or provide the hard copy in case e-copy is not available.
4. Name and designation of the official accountable for late transfer as per S.No.1, S.No. 2, and S.No. 3, Grounds available in records for such delay along with expected date by which the same will be transferred.
5. List of cases from S.No. 1, S.No. 2, and S.No. 3 which are still pending to be transferred to the concerned registry as on date of disposal of this RTI along with grounds available in records for delay of each.
6. List of non-compliance cases pending in the registry of IC Shri Neeraj Kumar Gupta.

1.2). On going through the record of RTI Cell, it has been observed that the above RTI application of the Appellant was forwarded to the DO to CIC(BJ), Shri K. L. Das, DO to IC(NG) Shri S. C. Sharma, DO to IC(VN) Shri A. K. Assija and DO to IC(SC) Shri Sitaram Murthy vide Registration No. CICOM/R/E/20/00253, CICOM/R/E/20/00253/1, CICOM/R/E/20/00253/2 and CICOM/R/E/20/00253/3 respectively by the RTI Cell of the

Commission to send information directly to the Appellant for the points concerning them. It has also been observed that one First Appeal No. CICOM/A/E/20/00058 of the Appellant, which was filed against reply received from DO to IC(NG) in respect to RTI Registration No. CICOM/R/E/20/00253/1, has already been disposed off vide order dated 21.05.2020. These two First Appeals have been filed against RTI registration Nos. CICOM/R/E/20/00253 & CICOM/R/E/20/00253/3.

Reply of CPIOs:-

First Appeal: CICOM/A/E/20/00061(RTI registration No. CICOM/R/E/20/00253):

2.1). In response to the RTI application CPIO Sh. K. L. Das provided a pointwise information to the Appellant vide his letter dated 13.05.2020, in which following information had been provided:

“The information sought by the appellant is related to following Departments:-

1. Department of Economic Affairs.
2. India Railways.
- 3, 4 & 5. Security Press /SPMCIL

As regards point No. 3, it is mentioned that cases are transferred to the concerned Registry by the O/o JS(MR) on revision of work allocation. The cases referred to by the appellant are still being shown in this Registry. Copy of the file is being sent through email. Information relating to delay in transferring to the concerned Registry is of the concern of the O/o JS(MR).

6. Query pertains to Registry of IC(NG).

First Appeal: CICOM/A/E/20/00068 (RTI registration No. CICOM/R/E/20/00253/3):

2.2). The Appellant, in his First Appeal, has complained that no response has so far been received from DO to IC(SC), Shri S. Sitaram Murthy in respect to the RTI registration No. CICOM/R/E/20/00253/3, within the time mandated in the RTI Act, 2005.

Ground of First Appeals:-

3.1). Aggrieved with the reply, received from Sh. K. L. Das, the Appellant has filed First Appeal (CICOM/A/E/20/00061) alleging that – “CPIO has not provided list as demanded from S.No. 1 to 5 and has requested to take suitable action against him”.

3.2). Likewise, the Appellant has also filed First appeal (CICOM/A/E/20/00068) against the CPIO Shri S. Sitaram Murthy, alleging that, “The PIO has deliberately, knowingly and with mala-fide intentions obstructed information for my RTI query by showing deemed refusal u/s 7 (2).” The Appellant has further requested, “Kindly issue the necessary directions to provide point-wise reply without any further delay free of cost u/s 7 (6). If no information exists then the same should be provided on an affidavit.”

Decision with reasons:-

4.1). On perusal of the Appeals, RTI application and replies given by the CPIOs, it is evident that the details of the cases transferred from one Registry to others, in pursuance to the work allocation in the Commission, can be accessed on CIC’s website ‘cic.gov.in’ (under MIS report), by citizens. As far as the query concerned to the cases, pending to be transferred, is an internal and process of the Commission and required a thorough search and affirmative action. The CPIO, Shri K. L. Das, in his reply has made the appellant aware with the factual status that “cases are transferred to the concerned Registry by the O/o JS(MR) on revision of

work allocation. The cases referred to by the appellant are still being shown in this Registry. Copy of the file is being sent through e-mail.”

4.2). It has also been observed, that CPIO Shri S. Sitaram Murthy has also responded online the request of the appellant, vide his letter dated 04.06.2020, in which details of the information, as asked for by the appellant, has been provided, however, there is a delay in responding to the request and the reason of the delay has already been discussed in the reply itself i.e. unforeseen circumstances due to COVID-19 pandemic related lockdowns placed disabilities on the movement of staff. However, the process of transferring of files have been completed as has been informed by the CPIO, Shri S. Sitaram Murthy.

In light of the above, nothing remains for the undersigned to decide.

5. The both appeals are 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 –5th June, 2020.

MBalimane
05/06/2020
(Meena Balimane Sharma)
First Appellate Authority
Tel: 26162290

Copy to:-

1. CPIO, RTI Cell, CIC, New Delhi.
2. Sh. K. L. Das, CPIO, DO to CCIC (BJ), New Delhi.