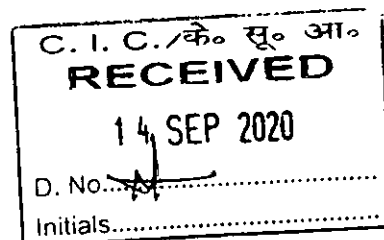


Central Information Commission
Baba Gang Nath Marg,
Munirka, New Delhi – 110 067

CICOM/A/P/20/00063
CICOM/R/P/20/00226



Name of the Appellant: Shri Yogesh Kumar
S/o Shri Dharambir Singh,
R/o A-2/189, East Gokalpur,
Shahadra, Delhi –110 093

1.	Date of RTI application	15.05.2020
2.	Date of reply of the RTI application	26.06.2020
3.	CPIO (s) who furnished reply	Sh. R. P. Grover, CPIO, DR to IC(YS).
4.	Date of First Appeal application	22.06.2020
5.	Date of receipt of First Appeal application in office of the FAA	17.08.2020
6.	Date of Decision	09.09.2020

1. Brief Facts of the case:-

The Appellant, through his RTI Application, has asked for action taken on his application dated 23.03.2020 and other related information against 9 points.

2. Reply of CPIO.

In response to the above RTI Application the CPIO, Shri R. P. Grover, DR to IC(YS), vide his letter dated 26.06.2020 provided point wise information to the Appellant.

3. Ground of First Appeal:

The Appellant in his First Appeal has complained that no information has been provided by the CPIO in respect to his RTI Application and has requested to direct the CPIO to supply the information free of cost.

4. Decision with reasons:

On perusal of the Appeal, RTI application and the reply sent by the CPIO, it is observed that the CPIO has responded to each and every query of the RTI Application of the Appellant vide his letter dated 26.06.2020, after getting the RTI Application received on 29.05.2020, in

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which the appellant has been informed that the said application dated 23.03.2020 is pending in the Registry of IC(YS) and no action has been taken on that. It is noted that the appellant has filed this First Appeal on 22.06.2020 before sending the reply by the CPIO and this is the reason that the Appellant could not get the response of the CPIO. Further, It is worth mentioning that under the provisions of Section 2(f) of the RTI Act, only such information, as is available and existing and held by the public authority or is under control of the public authority can be provided by a PIO. The PIO is not supposed to create information that is not a part of the record. He is also not required to interpret information or furnish replies to the hypothetical questions. Hence, the CPIO has provided factual information to the Appellant, which is as per the provision of the RTI Act, 2005. Therefore, no intervention is required on behalf of the FAA in this 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 – 9th September, 2020.

MP Balimane
09/09/2020
(Meena Balimane Sharma)
First Appellate Authority
Tel: 26162290

CM
4/9/20
Copy to:-

1. Sh. Ram Kumar, CPIO, RTI Cell, CIC, New Delhi.

2. Sh. R. P. Grover, CPIO & DR to IC(YS), CIC, New Delhi.

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10/9/20