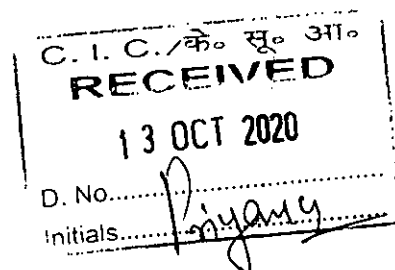


Central Information Commission  
Baba Gang Nath Marg,  
Munirka, New Delhi – 110 067



CICOM/A/P/20/00087  
CICOM/R/P/20/00301

Name of the Appellant: Shri Muthumalai  
H.No.-20/3, Prem Nagar, FMC Road,  
Huddo Post, Port Blair-744 102

1.	Date of RTI application	23.06.2020
2.	Date of reply of the RTI application	22.07.2020
3.	CPIO (s) who furnished reply	Sh. H. P. Sen, CPIO & DR to IC-DP
4.	Date of First Appeal application	04.09.2020
5.	Date of receipt of First Appeal application in office of the FAA	28.09.2020
6.	Date of Decision	12.10.2020

**1. Brief Facts of the case:-**

The Appellant, through his RTI Application, asked for information regarding action taken on his letter dated 11.09.2017 and copies of related documents, sent to the Commission in respect to the Second Appeal Order No. CIC/SH/A/2016/000933-SB dated 16.06.2017.

**2. Reply of CPIO.**

In response to the above RTI Application the CPIO, Shri H. P. Sen, DR to IC-DP, informed the Appellant that, "no information is available in the matter."

**3. Ground of First Appeal:**

Aggrieved with the reply sent by the CPIO, the Appellant has filed First Appeal complaining that the CPIO has not provided any information to the Appellant.

**4. Decision with reasons:**

On perusal of the Appeal, RTI application and the reply sent by the CPIO, it is observed that the factual position regarding action taken on the letter dated 11.09.2017 of the Appellant has been intimated by the CPIO on the basis of information available in record. It is worth mentioning here 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. Accordingly, the information sent by the CPIO, CIC is factual and as per the provision of the RTI Act, 2005. Therefore, no intervention is required on behalf of the FAA in this matter.

dlc

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 – 12<sup>th</sup> October, 2020.

*MBalimane*  
*12/10/2020*  
(Meena Balimane Sharma)  
First Appellate Authority  
Tel: 26162290

Copy to:- *15/10/20*

1. Sh. Ram Kumar, CPIO, RTI Cell, CIC, New Delhi.
2. Sh. H. P. Sen, CPIO & DR to IC(DP), CIC, New Delhi.

*Q*

*13/10/20*