

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

CICOM/A/P/20/00119
CICOM/R/P/20/00437

Name of the Appellant: Shri Omprakash Kashiram
3/16, Amol Apartments, Waldhuni,
Kalyan - 421301.

1.	Date of RTI application	28.09.2020
2.	Date of receipt of RTI application in RTI Cell	08.10.2020
3.	Date of reply of the RTI application	29.10.2020
4.	CPIO (s) who furnished reply	Shri Ram Kumar
5.	Date of First Appeal application	19.11.2020
6.	Date of receipt of First Appeal application in the office of the FAA	17.12.2020
7.	Date of Decision	07.01.2021

Brief Facts of the case:-

1. The Appellant, through his RTI application, has asked for the following information:-

The Appellant wish to have information from Central Government/MHA/MEA on the total number of Indian citizens expelled from/killed in Arab countries and other all countries of world. He has requested through 7 points to provide names of CIC & ICs

- For not directing Central Government to furnish information on number of Indian citizens expelled from Arab countries and other all countries of world from Oct 2005 to Dec 2019.
- For not taking appropriate action against Central Government and not directing Central Government to furnish information on number of Indian citizens killed in Arab countries and other all countries of world.
- For not taking appropriate action against Central Government for not protesting against all countries including Arab countries those expelled Indian citizens for the last ten years.
- For not directing Central Government to furnish information on country-wise data including Arab countries where Indians were killed.
- For not directing Central Government to furnish information regarding names of countries including Arab countries where Indians citizens were forcibly removed.
- For not directing Central Government for not informing the correct picture of CAA and NRC by MEA/MHA to public of India to furnish information regarding names of countries including Arab countries where Indians citizens were forcibly removed.

Reply of CPIO:-

2. CPIO Shri Ram Kumar has replied to the Appellant as under vide his letter dated 29.10.2020:-

“As per RTI Act, 2005 the Central Information Commission has power under section 18, 19 and 20.

Questions 1-7 are out of purview of the Central Information Commission.

The copy of relevant portion of RTI Act is enclosed herewith.”

Ground of First Appeal:-

3. Information not provided by PIO, CIC, New Delhi.

Decision with reasons:-

4. On perusal of the First Appeal petition, RTI application and reply given by the CPIO, it is observed that reply given by Shri Ram Kumar, CPIO, CIC is factual and as per the provisions of the RTI Act, 2005. As per the provision of Section 2(f) of RTI Act, 2005 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 or collect information that is not a part of the record. In the present context, the PIO has provided the relevant portion of the RTI Act which contains the powers of the CIC. 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.

M. Balimane
07/01/2021
(Meena Balimane Sharma)
First Appellate Authority
Tel: 26162290

Dated – 7th January, 2021.

Copy to:-

1. CPIO, RTI Cell, CIC, New Delhi.

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07/01/21

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