

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

CICOM/A/P/20/00120  
CICOM/R/P/20/00480

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

1.	Date of RTI application	24.10.2020
2.	Date of receipt of RTI application in RTI Cell	05.11.2020
3.	Date of reply of the RTI application	16.11.2020
4.	CPIO (s) who furnished reply	Shri S.C.Sharma
5.	Date of First Appeal application	22.11.2020
6.	Date of receipt of First Appeal application in the office of the FAA	17.12.2020
7.	Date of Decision	11.01.2021

**Brief Facts of the case:-**

1. The Appellant, through his RTI application, has referred CIC decision in appeal no. CIC/CBECE/A/2019/104375 dated 01.10.2020 and asked for the following information:-

“1. Copy of the documents under Section 2(f) of RTI Act 2005 regarding the name of Commissioners and Chief Information Commissioner those are issuing final decisions of Commission with use of round stamps and without signature of blue pen by the Commissioners and Chief Information Commissioner issue to applicant and all relevant documents are also not provided under which the Commissioners have taken decision on records and this is irregularities.

2. Copy of provision, order, memo, decision or information mentioned under Section 2(f) of RTI Act 2005 for issue orders/final decisions of CIC with round seal instead of issue of copy of original with blue pen signature of the Commissioners and Chief Information Commissioners, Central Information Commission, New Delhi for avoiding silly things in final decisions and also avoiding corruption and irregularities which were proved in numbers of orders which had been issued by all Commissioners and Chief Information Commissioners earlier.”

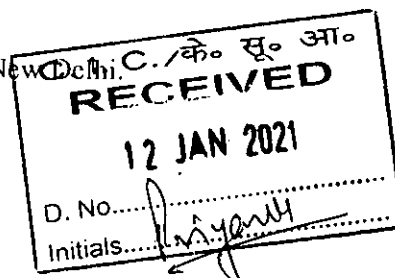
**Reply of CPIO:-**

2. CPIO Shri S.C.Sharma has replied to the Appellant as under vide his letter dated 16.11.2020:-

“Point No.1 & 2: On perusal of your RTI, it is seen that you are asking unspecified information and also interpretation of CIC decision in respect of appeal No. CIC/EBECE/A/2019/104375. Seeking unspecified information does not fall under section 2(f) of RTI Act, and interpretation of orders/ documents is also not within the jurisdiction of the CPIO. The above appeal has been disposed by the Commission, without any intervention in the matter.”

**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 S.C.Sharma, 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.

However, the Appellant may refer "CIC (Appeal Procedure) Rules, 2005" available at CIC website -> Resources -> RTI Notifications/Guidelines.

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.

*Meena Balimane*  
*11/1/2021*  
**(Meena Balimane Sharma)**  
**First Appellate Authority**  
**Tel: 26162290**

Dated - 11<sup>th</sup> January, 2021.

Copy to:-

- ✓ 1. CPIO, RTI Cell, CIC, New Delhi.
- 2. Shri S.C. Sharma, CPIO, CIC, New Delhi

*ad*  
*12/1/21*

*[Signature]*  
*12/1/21*

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