

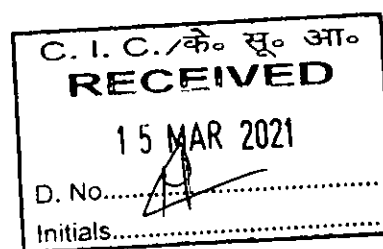
Central Information Commission  
Baba Gang Nath Marg.  
Munirka, New Delhi - 110 067

CICOM/A/P/21/00035

CICOM/R/P/20/00534

Name of the Appellant:

Shri Omprakash Kashiram  
3/16, Amol Apartment.  
Waldhuni, Kalyan - 421301.



1.	Date of RTI application	23.11.2020
2.	Date of receipt of RTI application in RTI Cell/CPIO	04.12.2020
3.	Date of reply of the RTI application	08.12.2020
4.	CPIO (s) who furnished reply	Shri R.Sitarama Murthy
5.	Date of First Appeal application	20.01.2021
6.	Date of receipt of First Appeal in the office of FAA	18.02.2021
7.	Date of Decision	15.03.2021

**Brief Facts of the case:-**

- I. The information sought by the RTI Applicant, with reference to CIC decision No. CIC/RBIND/A/2018/167363 dated 09.11.2020, and point-wise reply by Shri R. Sitarama Murthy, CPIO are as under.

Sl.	Information sought by Application	Reply given by CPIO-CIC
1	Copies of documents for inquiry of above Appeal u/s 18(3) duly attested by PIO with name and designation.	The desired documents consist of 4 pages as available in the case file. The documents will be provided against payment of Rs.38 (Rs.2/- per page) through DD/PO or Bankers Cheque in favour of PAO, CAT payable at New Delhi.
2	Copy of appointment letter of PIO, RBI whose reply has been considered for records of CIC in respect of above CIC decision.	No such information is available in records.
3	Copy of appointment letter of FAA whose reply has been taken by Commissioner in Commission records.	
4	Documents for requisitioning any public records or copies thereof from any court or office in respect of above decision.	The query is not clear. However, kind attention is drawn to RTI Act, 2005, RTI Rules 2012, FAQs on the website of Commission i.e. www.cic.gov.in.
5	Documents regarding not issue of Original order with blue pen signature for point no.1 to 7 of above CIC order.	
6	Copy of exemption for PIO for not indicating their name in the above order.	kind attention is drawn to RTI Act, 2005, RTI Rules 2012, FAQs on the website of Commission i.e. www.cic.gov.in.
7	Copy of exemption for issue of Xerox copy of order issued by IC-SC.	
8	Copies of evidence collected by the Commissioner for his claim regarding the documents were issued with signature of PIO with name and designation mentioned in above decision.	<u>Under Point 1&amp;8</u> , it is proposed to provide those documents on payment of requisite fee. You are requested to obtain these documents and go through for answer of your query against this point or you may inspect the records on a mutually convenient date and time after discussing with the undersigned.
9	Shri R Sitarama Murthy has signed the above decision in blue pen and Shri Suresh Chandra has not signed order.	No information sought under this point.

**Ground of First Appeal:-**

- III. Information not provided by PIO, CIC, New Delhi.

ofc

**Decision with reasons:-**

IV. On perusal of the First Appeal petition, RTI application and reply given by the CPIO, it is observed that reply given by Shri R.Sitarama Murthy, 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. He is also not required to interpret information or decision of CIC. However, the CPIO has given an opportunity to inspect available file(s) of the instant case. Therefore, no intervention is required on behalf of the FAA in this matter.

V. The appeal is being disposed of accordingly.

VI. 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*  
*15/03/2021*  
(Meena Balimane Sharma)  
First Appellate Authority  
Tel: 26162290

Dated – 15<sup>th</sup> March, 2021.

Copy to:-

- A*
1. CPIO, RTI Cell, CIC, New Delhi.
  2. Shri Shri R.Sitarama Murthy, CPIO, CIC.
- 15/03/21*