

CENTRAL INFORMATION COMMISSION  
CIC Bhawan, Baba Gang Nath Marg,  
Munirka, New Delhi - 110 067

CICOM/A/P/21/00054  
CICOM/R/P/21/00146

Name of the Appellant: Brig. (R) A K Bali  
214 Nav Niti Appts, Plot No.51,  
I P Extension, Patparganj  
New Delhi - 110092

1.	Date of RTI application	26.02.2021
2.	Date of receipt of RTI application in RTI Cell/CPIO	10.03.2021
3.	Date of reply of the RTI application	07.04.2021
4.	CPIO (s) who furnished reply	Shri R.P. Grover
5.	Date of First Appeal application	29.04.2021
6.	Date of receipt of First Appeal in the office of FAA	21.06.2021
7.	Date of Decision	14.07.2021

**I. Brief of the case:-**

The information sought by the applicant and the reply given by Shri R.P. Grover, CPIO, CIC are as under.

Sl.	Information sought by Applicant	CPIO Reply
1.	Copy of affidavit on non-judicial stamp paper specifically answering the queries at (a), (b) & (c) of RTI dated 14.03.2016. asked vide CIC/GNCTD/A/2017/14191-94 dated 29.12.2020.	Certified copy of the affidavit received from the Land and Building Deptt., GNCTD vide letter dated 15.02.2021 is enclosed.
2.	Action taken report raised, if any, in respect of above....., owing to the failure of the dept.	No action taken on this issue.

**II. Grounds for First Appeal:-**

The appellant stated the following as the grounds for his First Appeal.

“Being a classical case of a collective misadventure, professional misconduct & a serious criminal breach of trust, to mislead all...”

**III. Decision with reasons:-**

On perusal of the First Appeal petition, RTI application and reply given by the CPIO, it is observed that the reply furnished by CPIO is appropriate 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. Therefore, no intervention is required in this matter.

o/c

- IV. The appeal is being disposed of accordingly.
- V. In case the Appellant is aggrieved by the decision, he is free to file second appeal, if he/she so desires, before the Central Information Commission, Baba Gang Nath Marg, Munirka, New Delhi – 110 067 against this order within 90 days.

Q  
14/07/2021  
(Ajitkumar Vasantrao Sontakke)  
First Appellate Authority  
Tel: 26181921

Dated – 14<sup>th</sup> July, 2021.

Copy to:-

- ✓ 1. Shri Subodh Kumar, CPIO, RTI Cell, CIC.  
✓ 2. Shri R.P. Grover, CPIO, CIC.

✓  
15/07/2021

Kipin  
15-07-2021

C. I. C. / के. सू. आ.	
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Initials.....	<i>[Signature]</i>