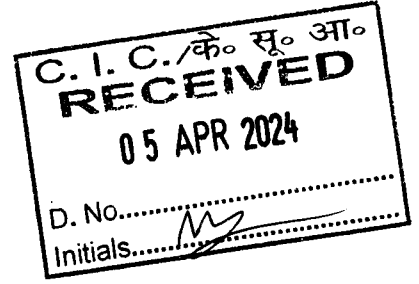




Central Information Commission
Baba Gang, Nath Marg
Munirka, New Delhi – 110 067



CIC/FAA/A/P/24/25
CICOM/A/P/24/00025
CICOM/R/P/24/00061

Name of the Appellant: Shri Asis Narayan Biswas
C/o Late. Satya Sankar Mukherjee,
Vill + P.O. – Arrah, Bidhan Park, Nr Kali Mandir,
Via – Durgapur, Distt – Bardhaman,
West – Bengal (Ph no 9474880745)

1.	Date of RTI application	08.02.2024
2.	Date of receipt of RTI application in RTI Cell of CIC	14.02.2024
3.	Date of reply of the RTI application	15.02.2024
4.	CPIO (s) who furnished reply	Sh. S.K. Chitkara CPIO, (DR to CIC)
5.	Date of First Appeal application	24.02.2024
6.	Date of First Appeal application received in the office of FAA	06.03.2024
7.	Date of Decision	04.04.2024

Brief Facts of the case:-

1. The Appellant has attached details of with his RTI Application and sought the following information: -
“Please provide the Xerox certified copy of the ‘Action Taken Report’ (ATR) including ‘File Noting’ of undersigned applicant’s letter Vide Dairy No 100595 dated 04.01.2024 and please provide ground with ‘File Noting’ if no action has yet been taken.

Please transfer the application to the concerned department U/S 6(3) of ‘Right to Information Act, if desired ‘Document is unavailable with your office. In addition to this ‘CPIO’ must clearly mention his/her “Full Name” and “Designation” at the time of response of this application because it is mandatory provision under ‘Right to Information Act.”

Reply of CPIO:-

2. It is informed that Dy. No 100595 dated 01.01.2024 has been linked to file number CIC/EPFOG/A/2021/135567. No Action has been taken on this non – compliance complaint. It is clarified that in compliance of Commission’s order dated 04.01.2023 you had inspected the documents and you have been furnished 2 pages free of cost as intimated by Regional P.F. Commissioner vide letter no. RO/WB/DGP/RTI/22-23/ANG/248 dated 03.03.2022, copy of which was endorsed to you also.

o/c

Attest

Ground of First Appeal:-

3. Aggrieved with the reply of CPIO, the Appellant has filed First Appeal and stated that:

- i.) That 'CPIO' has provided an incomplete information which amounts denial of information which is a serious offence under this 'Act' vis-à-vis proves his ulterior motive.
 - ii.) That, it was never sought by undersigned 'Appellant' how many 'Documents' were provided free of cost rather 'Action Taken Report' (ATR) with 'File Noting' vide "Diary No. 100595 dt 04.01.2024 and ground with 'File Noting' if no action taken. Which has been denied by 'CPIO'
 - iii.) That, Letter Vide RO/WB/DGP/RTI/22-23/ANB/248 dt 03.03.2023 page no. 5, inadvertently mentioned ANG by CPIO where 'Regional P.F Commissioner" has categorically mentioned that 02 copies provided free of cost but not mentioned details of 'Documents' inspected by 'Appellant' which amounts non – compliance because Hon'ble IC specifically directed to submit the detail list of 'Documents' inspected and provided.
 - iv.) That, "Regional P.F. Commissioner" has not complied with the order of the Hon'ble IC passed in the Case CIC/EPFOG/A/2021/135567 and therefore he deserve to face the music.
 - v.) That, in pursuance of Sub – Section (6) of section (7) of 'Right To Information Act' 'CPIO' has no locus stand to ask 'Cost' from undersigned 'Appellant' de novo.
 - vi.) That, this matter does not come under the purview of exemption category of 'RTI – Act'
- Your undersigned 'Appellant' is seeking an appropriate and cogent response in respect of 'RTI' application from the office of 'CPIO' without any cost [Section 7(6) of RTI – Act] as early as possible.


Decision with reasons:-

4. On perusal of the Appeal, RTI application and reply of the CPIO, it is observed that the information given by the CPIO is as per provisions of the RTI Act, 2005. Therefore, no further intervention is required on the part of FAA in the 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.

Dated – 04.04.2024



(Brig. Vipin Chakrawarti)
Registrar & First Appellate Authority
Tel: 011-26105021

Copy to:-

1. CPIO, RTI Cell, CIC, New Delhi.
2. DR (CR-1) & CPIO &, CIC, New Delhi for compliance.
3. NIC, (CIC) with a request to place it on the website.