

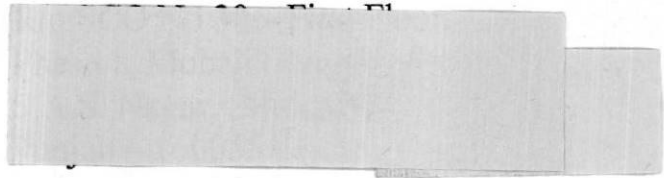


Central Information Commission
Baba Gang, Nath Marg
Munirka, New Delhi – 110 067

CICOM/A/P/25/00016

CICOM/R/P/24/00549

Name of the Appellant: Shri. Ram Kumar



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| 1. | Date of RTI application | 04.12.2024 |
| 2. | Date of receipt of RTI application in RTI Cell of CIC | 13.12.2024 |
| 3. | Date of reply of the RTI application | 27.12.2024 |
| 4. | CPIO (s) who furnished reply | Shri S.K.Chitkara, CPIO, (DR to CIC) |
| 5. | Date of First Appeal application | 20.12.2024 |
| 6. | Date of First Appeal application received in the office of FAA | 15.01.2025 |
| 7. | Date of Decision | 20.01.2025 |

Brief Facts of the case:-

1. The Appellant has attached details of with his RTI Application and sought the following information: -

“(a) – Information be sent highlighting all that action which the Commission has taken to get its order dated 12.11.2021 enforced from the Public Authority concerned in view of the position highlighted in letter dated 23.10.2024.

(b) - Information be sent highlighting all that action which the Commission has taken with regard to the initiation of penalty proceedings which were intended to be initiated against the Public Authority concerned as per letter dated 20.10.2023 (copy attached) of the CIC.”

2. Reply of CPIO:-

- (a) - Complaint dated 23.10.2024 has been sent to Ministry of Home Affairs for comments vide letter no. CIC/MHOME/A/2019/147022 dated 18.12.2024.
- (b) - Penalty proceedings has not been initiated as per record available.

3. Ground of First Appeal:-

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

“1. Vide letter dated 04.12.2024, the appellant had sought information under RTI on 2 specific points concerning the issue raised in the said letter. A copy of said letter is attached. The subjected issue being vital and fundamental (as was mentioned in the last of the RTI letter dated 04.12.2024) the information was sought to be furnished within a period 48 hours as per the provision of section 7 (1) of the RTI Act but no response/reply has been received as yet though the laid period has elapsed about 15 days ago.

2. In the circumstances the instant appeal is being preferred with the request that the respondent may please be directed to furnish the required information without any further loss of time. In case the information has already been sent by the CPIO, a copy of the same may please again be got sent and oblige.

3. It is also relevant to mention that while giving its authoritative verdict on 15.02.2024 on the Electoral Bond Scheme, the Hon'ble Apex Court had clearly held that right to have information happens a fundamental right of the people and as such if the information is not sent or is delayed, the same results in the violation of the fundamental right of the information seekers. So the above legal position may please be brought to the notice of the CPIO and ask him to furnish the requisite information forthwith so that the appellant may not be compelled knock the doors even of the court for the violation of his fundament right by the authorities concerned.”

4. Decision with reasons:-

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 – 20.01.2025



Registrar & First Appellate Authority
Tel: 011-26105021

Copy to:-

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

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