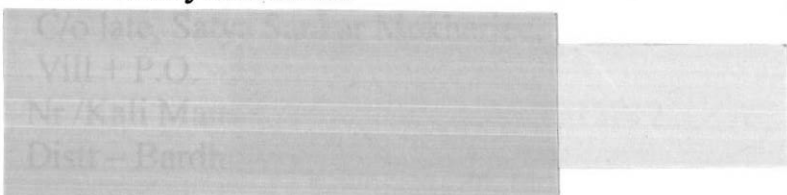




Central Information Commission
Baba Gang, Nath Marg
Munirka, New Delhi – 110 067

CICOM/A/P/25/00062
CICOM/R/P/25/00011

Name of the Appellant: Asis Narayan Biswas



1.	Date of RTI application	27.12.2024
2.	Date of receipt of RTI application in RTI Cell of CIC	06.01.2025
3.	Date of reply of the RTI application	22.02.2025
4.	CPIO (s) who furnished reply	Smt. Suman Bala, CPIO (DR to CR)
5.	Date of First Appeal application	08.02.2025
6.	Date of First Appeal application received in the office of FAA	28.02.2025
7.	Date of Decision	07.03.2025

1. Brief Facts of the case:-

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

“Please provide the no of “Second Appeals” (U/S 19 (3) of “RTI – ACT”) & “Complaints (U/S 18 of RTI – ACT”) have so far been disposed by each sitting “Information Commissioner” (IC) Since their respective date of taking charge as “IC” with mentioning the date of taking charge as “IC”.

In the light of above, your office is being requested to take necessary step (s) at your earliest available opportunity, so that, the ‘Information’ (supra) can be had of by section (7) of “Right to Information Act.” Response please be written in ‘English Language’

(Typed) only. In pursuance of "Section (3)" of "The Right to Information Rules, 2012" an Indian Postal Order worth Rs – 10/= is being enclosed herewith for your kind perusal and urgent necessary action please."

2. Reply of CPIO:-

"Kindly refer to your RTI application vide RTI Registration No. CICOM/R/P/25/00011 dated 06.01.2025 and for requisite information, you may please visit the following web link –
<https://dsscic.nic.in/online-monthly-progress-report/view>."

3. Ground of First Appeal:-

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

- (i) That "CPIO" has provided an incomplete and misleading information which is not only a gross violation of the aforesaid directions passed by the Hon'ble Delhi High Court but a vivid example of infringement upon the fundamental right of an Indian Citizen.
- (ii) That, 'CPIO' has neither provided the official joining date of sitting "Information Commissioner" nor provide a valid link although both were sought (page No. 3)
- (iii) That, "CPIO" has grossly ignored "Section 7 (9) of "RTI – Act" although "Appellant" did not seek any "Record" only "Information". Hence, neither question of "Disproportionately diverted the resources of the public authority" nor "detrimental to the safety or preservation of the record in question" arises at all.
- (iv) That, "RTI- ACT" has not empowered "CPIO" to give suggestion or advice to applicant. "CPIO" will either provide the desired information in the form in which it has been sought or will reject the application citing the cogent ground(s).
- (v) That, "CPIO" approach clearly shows her utter lack of sensitivity in such serious matters which is not in accordance with the spirit of transparency and accountability as enshrined in the 'Right to Information Act'.
- (vi) That, this matter does not come under the purview of exemption category of 'Right to Information Act'.

4. Decision with reasons:-

The First Appeal, RTI application and reply given by CPIO of CIC have been perused.

As per Section 2 (f) of the 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 collate information that is not a part of the record.

Accordingly, the reply given by the CPIO is appropriate and as per provisions of the RTI Act, 2005. Hence, no intervention is required on behalf of the FAA in this 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 – 07.03.2025



Registrar & First Appellate Authority
Tel: 011-26105021

Copy to:-

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