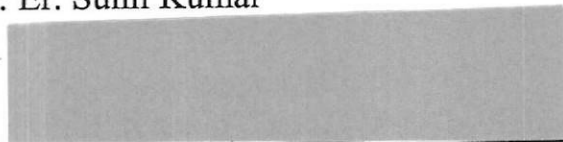


Central Information Commission
Baba Gang, Nath Marg
Munirka, New Delhi – 110 067

CICOM/A/P/25/00103

CICOM/R/P/25/00174

Name of the Appellant : Er. Sunil Kumar



1.	Date of RTI application	24.03.2025
2.	Date of receipt of RTI application in RTI Cell of CIC	25.03.2025
3.	Date of reply of the RTI application	21.04.2025
4.	CPIO (s) who furnished reply	Smt. Suman Bala, DS & CPIO (RTI Cell)
5.	Date of First Appeal application	29.04.2025
6.	Date of First Appeal application received in the office of FAA	08.05.2025
7.	Date of Decision	14.05.2025

1. Brief Facts of the case:-

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

“1.) Please provide a certified copy of your office records which clearly informs about a punitive action to be taken, against a CPIO/SPIO, who willfully fails in transfer to a request for information to another public authority within 05 days of receipt of a receipt of a request in his/her office, and also, to intimate the applicant, about such a timely transfer, in writing.

2.) Please provide a certified copy of your office records which clearly informs about a date, exactly from which, the time period i.e., computing the period for response specified under sub – section (1) of Section 7, would lawfully be counted i.e.:

i) It would be counted from a date of filling of a request for information before a very first CPIO/SPIO office ; or

ii) It would be counted from a date of an actual transfer of it to another public authority office ; or

iii) It would be counted from a dated of filling of a request before a very first CPIO/SPIO office plus five days i.e. $30 + 5 = 35$ days (please refer to Section 6 (3) (ii) of the RTI Act, 2005)

Please note that the above requested information cannot be considered as personal information of any third party under Section 8 or 11 of the RTI Act, 2005: because the requested information relates to a CIC office records only.

2. Reply of CPIO:-

Point no. 1, 2.) : - You are asking for clarification /query which is not covered under definition of information mentioned section 2(f) of the RTI Act, 2005 for details you may go through the RTI Act, 2005 RTI Rules, 2012 which are already available in public domain as well as CIC's website link <https://cic.gov.in/sites/default/files/RTI-Act-English.pdf> <https://cic.gov.in/sites/default/files/RTI/RTIRules2012.pdf>.

3. Ground of First Appeal:-

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

This is to inform you that on 23.04.2025, the appellant is in receipt of a Ms. Suman Bala, CPIO & DS (RTI Cell) official communication number mentioned in the reference above, through a speed post. Through this response/reply, CPIO has denied providing all requested information to the appellant, in a completely misleading/vague way. The CPIO has informed the appellant that 'Point number 1, 2 : you are asking for clarifications which are not covered under definition of information mentioned in section 2 (f) of the RTI Act, 2005. For details you may go through RTI Act, 2005 and RTI Rules, 2012: respectively. CPIO has also informed that no other information is available on record.

In this reference this is submit that the appellant has already gone through the provisions provided in the RTI Act, 2005 and RTI Rules, 2012 but there is no explicit explanation available in any part of RTI Act, 2005 and RTI Rules, 2012 to this effect. The CPIO in her reply has made a mention of section 2 (f) of the RTI Act, but miserably has failed in making mention of section 4(1) (d) of the RTI Act, 2005. (Please see the file.)

4. Decision with reasons:-

The First Appeal, RTI application and reply given by CPIO of CIC have been perused. 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 – 14.05.2025



Registrar & First Appellate Authority
Tel: 011-26105021

Copy to:-

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

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(S) 14/5/25
cgc