

CENTRAL INFORMATION COMMISSION
Club Building (Near Post Office)
Old JNU Campus, New Delhi – 110067
Tel: +91-11-26101592/26160943

No. CICOM/R/2016/00279/BS/000132

Date: 01/03/2016

To,
Shri Dharmesh Arora
C-390, Near Chanakya Marg,
Chhajju Pur, Delhi - 110032

Subject: - Application U/S (6) of the Right to Information Act 2005.

Sir,

With reference to your RTI application dated 25/02/2016 received vide diary no. 116171 dated 25/02/2016, on the subject cited above, the available information is furnished as below:

Item No. 01: The applicant has sought complete details regarding relevant facts emerging during the hearing in respect of order dated 22/05/2014 which amounts to interpretation of the order. Since interpretation of the information is not covered under definition of the information as per Section 2(f) of the RTI Act, 2005, it cannot be supplied.

Item No. 02 & 03: The information sought by the applicant against these two points relates to the letter dated 11/08/2015 enclosed by the appellant with his RTI application. The letter dated 11/08/2015 is authored by SSPOs Delhi North Division, Civil Lines, Delhi who is custodian of information in respect of that letter. Therefore, the item no. 02 & 03 are transferred to the CPIO/Sr. Superintendent of Post Offices, Delhi North Division, Civil Lines, Delhi -110054 for furnishing information to the applicant directly. The applicant is also informed that aforesaid information is also not permissible as laid down by Hon'ble Madras High Court order dated 14/06/2013 (WP No. 28202 of 2012-The Registrar General, High Court of Madras vs A. Kanagaraj and the Registrar, Tamil Nadu Information Commission) holding as under:

“77. In the light of elaborate narrations and discussions mentioned supra and on an in depth analysis of the entire gamut-subject matter in issue, we hold that the 1st Respondent/petitioner is entitled to receive the copies of affidavit in W.P.No.11597 of 1988 and 12518 of 1994 (filed by the Petitioner and the Respondent) together with all enclosure of documents and the certified copies of orders in both the Writ Petitions only in accordance with the relevant rules of High Court Madras (Appellate Side), 1965. Therefore, the contrary view taken by the 2nd Respondent/Tamil Nadu Information Commission, Chennai, as per order dated 17.05.2012 in Case No.18603-11 & 12498 - 12/Enquiry/A/2012, directing the Petitioner/High Court to furnish the copies of documents sought for by the 1st Respondent/Petitioner at free of cost under Section 7(6) of the Act on or before 25.05.2012, is not legally correct.....”

Therefore, as per the ratio of the above cited decision the appellant's RTI is being transferred to the CPIO/Sr. Superintendent of Post Offices, Civil Lines, Delhi – 110054 for furnishing information regarding item nos. 02 & 03.

In case you are not satisfied, you can appeal to the Appellate Authority of CIC. The details of the Appellate Authority are as follows:

Name : Smt. Achla Sinha
Designation : Additional Secretary & First Appellate Authority
Address : 2nd Floor, 'B' Wing
August Kranti Bhawan
Bhikaji Cama Place,
New Delhi -110066

(R L Gupta)
Dy. Registrar

Copy to:

1- **Nodal CPIO, CIC**
New Delhi

2- **CPIO/Sr. Superintendent of Post Offices**
D/o Posts
Delhi North Division, Civil Lines,
Delhi – 110054 (The item nos. 02 & 03 of the RTI Dated 25/02/2016 are being transferred for supplying information directly to the appellant under relevant provisions of the RTI Act, 2005 .