



## Central Information Commission

Room No. 107, Ground Floor, Baba Gangnath Marg,  
Munirka, Near Old JNU Campus, New Delhi - 110 067

File No. CICOM/R/2017/50733/CR-1

Dated 20.11.2017

To

**Ms. Anjali Bhardwaj**  
B-76, S.F.S. Flats (Triveni apartments),  
Sheikh Sarai, Phase-1,  
New Delhi - 110017

**Sub: Providing information under RTI Act. 2005.**

**Madam,**

I am to refer to your online RTI application dated 06.11.2017 which was registered in this Commission vide No. CICOM/R/2017/50733.

Point-wise reply to your RTI application is given below:-

1. No such information is complied/maintained.
2. Though there is no such specific information available, an attested copy of the Note Sheet (running into two pages) wherein one such particular case was dealt with is enclosed herewith.

Appeal, if any, against this reply will lie to Shri Rakesh Kumar Singh, First Appellate Authority & Additional Secretary, CIC, Room No 502, 5<sup>th</sup> Floor, Baba Gang Nath Marg, Munirka, Near Old JNU Campus, New Delhi-110067 within 30 days of receipt of reply of CPIO. His Telephone no. is 011-26162290, 26175295.

**Enclosed: as above**

*K.T.*  
**(Krishan Avtar Talwar)**  
Deputy Secretary & CPIO  
Central Registry - 1

Copy to:- The CPIO (RTI) Cell, CIC, New Delhi.

*Ash*  
*20/11/17*

*K.T.*  
**(Krishan Avtar Talwar)**  
Deputy Secretary & CPIO  
Central Registry - 1

C. I. C. / के. सू. आ. <b>RECEIVED</b> 20 NOV 2017 D. No. .... Initials.....
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Subject: Appeal of Shri Ram Snehi dated 05.12.2016.

1. The factual background of the case is that appellant, Ramsnehi by his application dated 13.04.2016 craved the indulgence of the CPIO in presenting his letter petition and affidavit before the Hon'ble Chief Justice of India and provide the information about the same. CPIO in its reply stated that "the status of your letter petition dated 30.11.2015 along with an affidavit dated 14.12.2015 enclosed with your RTI application dated 19.12.2015 has already been given to you vide the Secretariat's letter Dy. No. 1916/RTI/15-16/SCI dated 19.12.2015. No further action on the part of CPIO, Supreme Court of India is called for. Further, no communication in this regard would be entertained by the CPIO".

2. Aggrieved with the order of the CPIO, the appellant filed his first appeal. First appellate authority dismissed the appeal stating that the reply of the CPIO is explicit and clear. Hence it does not require any addition, elucidation or further elaboration. There appears to be no error or illegality in it.

3. Being aggrieved, the appellant preferred his second appeal before the Commission with a request that ex-parte directions may be given to the CPIO of the Hon'ble Supreme Court, to place his application dated 30.11.2015 and oath affidavit dated 14.12.2015 before the Hon'ble Chief Justice of India and to provide him the requisite information within 48 hours. The appellant has also requested that his matter may be taken on priority and to be registered as the case pertaining to life and liberty claiming that he is suffering for bone cancer.

4. The issue to be determined is that whether the case is to be considered as the case involving life and liberty.

5. Following statutory provisions of RTI Act, 2005 deals with application and appeal:

a) Section 7(1) of the RTI Act, 2005 says:

Disposal of request: - (1) Subject to the proviso to sub-section (2) of section 5 or the proviso to sub-section (3) of section 6, the Central Public Information Officer or State Public Information Officer, as the case may be on receipt of a request under section 6 shall, as expeditiously as possible, and in any case within thirty days of the receipt of the request, either provide the information on payment of such fee as may be prescribed or reject the request for any of the reasons specified in sections 8 and 9.

Provided that where the information sought for concerns the life or liberty of a person, the same shall be provided within forty-eight hours of the receipt of the request.

b) Section 19 (3) of the RTI Act, 2005 states:

~~A second appeal against the decision under sub-section (1) shall lie within ninety days from the date on which the decision should have been made or was actually received, with the Central Information Commission or the State Information Commission.~~

Provided that the Central Information Commission or the State Information Commission, as the case may be, may admit the appeal after the expiry of the period of ninety days if it is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.

True Copy of the document/record  
supplied under RTI Act, 2005

*Krishan Avtar Talwar*  
12/11/2017  
(Krishan Avtar Talwar)  
CPIO  
Central Information Commission  
New Delhi-110066