

केंद्रीय सूचना आयोग
CENTRAL INFORMATION COMMISSION
बाबा गंगनाथ मार्ग
Baba Gangnath Marg
मुनिरका, नई दिल्ली – 110067
Munirka, New Delhi-110067

File no.: - CIC/ROCWB/A/2021/605302

In the matter of
Manish Agarwal

... Appellant

VS

Central Public Information Officer
Registrar of Companies,
West Bengal Nizam Palace, 2nd MSO Building,
2nd Floor, 234/4, A.J.C.B. Road,
Kolkata – 700 020

...Respondent

RTI application filed on	:	07/01/2021
CPIO replied on	:	13/01/2021
First appeal filed on	:	14/01/2021
First Appellate Authority order	:	12/02/2021
Second Appeal Filed on	:	17/02/2021
Date of Hearing	:	13/06/2022
Date of Decision	:	13/06/2022

The following were present:

Appellant: Not present

Respondent: Anita Barla, AROC and CPIO, present over VC

Information Sought:

The appellant has sought the following information:

- Provide the action taken report on the complaint lodged at PG Portal vide No. DCOYA/E/2020/08528 and e-mail sent to rd.east@mca.gov.in on 03/10/2020.

Grounds for filing Second Appeal:

The CPIO did not provide the desired information.

Submissions made by Appellant and Respondent during Hearing:

The appellant was not present at the VC venue despite due service of notice on 01.06.2022 vide speed post acknowledgment no.ED959240442IN.

The CPIO reiterated the reply dated 16.11.2020. On a query, she explained that the present status of the complaint is that it was closed on 27.08.2020.

Observations:

Based on a perusal of the record, it was noted that the CPIO on 16.11.2020 had provided an online reply to the appellant in which it was informed that his complaint was forwarded to ROC, WB for necessary action.

The FAA on 12.02.2021 disposed of the first appeal and held that the online first appeal has been received on 14.01.2021; he further stated that the CPIO has categorically stated that as per the available records it is verified that on 03.10.2020, no email was sent to rd.east@mca.gov.in with respect of PG portal complaint no. DCOYA/E/2020/08528. Hence, the FAA was convinced with the reply of the CPIO and the decision of the CPIO was upheld.

The Commission could not find the reply given before the FAA's order and the initial reply dated 16.11.2020 was found interim. Therefore, the CPIO was asked to explain, to which she submitted that the complaint was closed on 27.08.2020.

Decision:

In view of that fact that the complaint no. DCOYA/E/2020/08528 was closed on 27.08.2020, the Commission finds no scope for any further relief to the appellant in respect of his RTI application. Moreover, the appellant was not present to plead his case or contest the CPIO's submissions. Hence, no action lies.

The appeal is disposed of accordingly.

Vanaja N. Sarna (वनजा एन. सरना)

Information Commissioner (सूचना आयुक्त)

Authenticated true copy

(अभिप्रमाणित सत्यापित प्रति)

A.K. Assija (ऐ.के. असीजा)

Dy. Registrar (उप-पंजीयक)

011- 26182594 /

दिनांक / Date

