

CENTRAL INFORMATION COMMISSION

2nd Floor, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi-110066

Decision No. CIC/SB/C/2015/000022

Dated 05.10.2016

Complainant : Shri L. S. Chandalia,
L-528, Wazirpur Colony,
Delhi - 110052

Respondent : Central Public Information Officer,
CBEC
Central Board of Excise & Customs,
6th Floor, HUDCO Vishala Bldg.,
Bhikaji Cama Place, New Delhi.

Date of Hearing : 05.10.2016

Relevant dates emerging from the appeal:

RTI application filed on : 12.12.2014

CPIO's reply : 09.01.2015

First appeal filed on : 23.02.2015

Second appeal filed on : 15.07.2015

ORDER

1. Shri L. S. Chandalia, filed an application dated 12.12.2014 under the Right to Information Act, 2005 (RTI Act) before the CPIO & U.S. (Ad.V), Central Board of Excise & Customs (CBEC) seeking information pertaining to monthly reports on vigilance matters.

2. The appellant filed a second appeal dated 15.07.2015 before the Commission on the grounds that the CPIO had transferred the RTI application

to Directorate General of Vigilance (DG(V) u/s 6(3) of the RTI Act and that the FAA failed to pass a speaking order.

Hearing:

3. Both the appellant and the respondent were not present despite notice.

Decision:

4. The Commission after perusing the records, observes that the CPIO vide letter dated 09.01.2015 had informed the complainant that the documents sought by him are not held by Ad.V section of CBEC. However, he is not aware whether such a report is being prepared by DG(V) and accordingly the RTI application was transferred to that office. The complainant instead of filing his first appeal before the FAA, O/o DG(V), filed the first appeal before the FAA, CBEC. The Commission observes that the CPIO, CBEC has in his reply informed the complainant that the sought documents are not held by him. The Commission, therefore, has come to the conclusion that information as available with the CPIO has been provided. Hence, no further action is required in the matter.

5. With the above observations, the appeal is disposed of.

6. Copy of the decision be provided free of cost to the parties.

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer