

# CENTRAL INFORMATION COMMISSION

Room No. – 308, 2<sup>nd</sup> Floor, August Kranti Bhawan,  
Bhikaji Cama Place, New Delhi – 110066.  
Website: cic.gov.in

File No. CIC/RM/C/2014/000024/KY

Petitioner : Smt. Kodo Devi  
W/o. Late Dhiran Das  
C/o. Shri Narayan Prasad Sinha  
Near GyanNiketan School, Station Road  
Sabor, Bhagalpur-813210

Public Authority : The CPIO  
Ministry of Textiles  
Anglo India Jute Mills Co. Limited  
Loar Mill, Jagatdal, 24 Pargana (N)  
West Bengal

Date of Hearing : 09.09.2016

Date of Decision : 09.09.2016

## Presence:

Petitioner : Absent  
CPIO : Absent

## FACTS:

- I. Vide RTI application dated **12.04.2013**, the appellants sought information on **4 issues**.
- II. CPIO, response is not on record.
- III. The First Appeal (FA) was filed on **28.05.2013**, as desired information not provided.
- IV. First Appellate Authority (FAA), is not on record.
- V. Grounds for the Complaint filed on **10.10.2013**, are contained in the Memorandum of Complaint.

## HEARING

**Petitioner as well as respondent opted to be absent despite of our due notice to them.**

## DECISION

After going through the nature of the prayer clause as mentioned in petitioner's petition, the Commissioner feels that Smt. Kodo Devi filed **petition in composite nature** whereby, the petitioner has sought the required information and also the penal action against the erring officials under **Section 20(1)** of the RTI Act 2005. Thus, this **petition**

**may be legally construed as composite petition** in the light of provisions of RTI Act 2005.

2. By virtue of above, the Commission feels that the **composite petitions** of such nature **are not legally tenable**, simply because, if the penal action is allowed on such composite petition, the incorporation of Section 20(1) of the RTI Act 2005 **would be rendered as redundant and meaningless**.
3. Further, in other words, it may be stated here that the required information, is legally permissible to be provided to the petitioner, if she wishes to file the petition u/s 19(3) of the RTI Act 2005 i.e. second appeal only before this Commission. Similarly, the reliefs provided under Sub Clause (1) & Sub Clause (2) of Section 20 of the RTI Act 2005, are legally permissible to be provided to the petitioner, in case, she wishes to file the petition u/s 18 of the RTI Act 2005 i.e. a complaint before this Commission and, however, **not in otherwise**.
4. By virtue of the above, the Commissioner feels that **in the absence of expressed & enabling** provisions under the RTI Act 2005 to file the **Composite Petition**, the instant composite petition is **devoid of merit** and deserves to be **dismissed** on this ground only.
5. Apart from above, it is pertinent to mention here that despite of our **due notice**, neither Petitioner nor the respondents appeared **either in person** or through someone, duly authorized by them before the Commission to press their cases. However, the Commission feels that Petitioner must have appeared, in such situations, to press her Petition before the Commission, after all, it is her case to be pursued strongly but Petitioner is also absent **deliberately**, despite of our due notice. Thus, it shows the intention of the Petitioner that she is not interested, **at all**, in pursuing her own case before the Commission.
6. In view of the above, the Commission feels that **no fruitful purpose** would be served by proceeding **in such cases**. Thus, the Commission is of the considered view that it would be **appropriate and even justified** to **dismiss** the case. Therefore, it is hereby **dismissed**.

The Petition is dismissed accordingly.

Sd/-

(M.A. Khan Yusufi)

Information Commissioner

Authenticated true copy

(Krishan Avtar Talwar)

Deputy Secretary

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