

**CENTRAL INFORMATION COMMISSION**  
**2nd Floor, 'B' Wing, August Kranti Bhawan,**  
**Bhikaji Cama Place, New Delhi -110066**  
**Tel : +91-11-26717355**

**Complaint No. CIC/VS/C/2015/000038**

Complainant: Mrs. Usha Devi  
R/o Bujurg Digha, PO- Sadakat- Ashram, Distt.  
Patna-8000010, Bihar

Respondent: Central Public Information Officer  
M/o Rly, Locoshed Planning, Chember Bhawan,  
J.C. Road, Northern Rly, Gandhi Maidan, Patna-  
800001

Date of Hearing: 02.11.2016

Dated of Decision: 02.11.2016

**ORDER**

**Facts:**

1. The complainant filed RTI application dated 07.10.2014 seeking information on 4 points held with the Financial Adviser and Chief Accountant, Patna regarding payment was made to the M/S L&T for maintenance of compartments in the workshop of Harnaut etc.

2. The CPIO responded on 27.11.2014. The complainant filed first appeal on 24.11.2014 with the First Appellate Authority (FAA). The FAA responded on 10.12.2014. The complainant filed complaint on 30.12.2014 before the Commission with the plea that the sought for information has not been provided to him.

**Hearing:**

3. The respondent and the complainant did not participate in the hearing.

**Discussion/ observation:**

4. The complainant requested in her petition interalia that the respondent be directed to provide the information. Therefore, her case should have been registered as appeal. The appellant has availed first appeal remedy. Hence, her complaint can be treated as second appeal.

5. From the perusal of the record, it appears that the sought for information should have been provided to the appellant.

**Decision:**

6. The respondent is directed to:

a) provide information to the appellant in context of the RTI application; if necessary, by transfer of the application under 6(3) of RTI Act to the Financial Advisor.

b) show cause why action should not be taken against the respondent for contravening the provisions prescribed in the RTI Act including for not attending the hearing before the Commission; and

c) comply with the above within 30 days of this order.

The appeal is disposed of. A copy of the order be given to the parties free of cost.

Sd/-

**(Radha Krishna Mathur)**  
**Chief Information Commissioner**

Sd/-  
Authenticated true copy

(S.C. Sharma)  
Dy. Registrar

**Complaint No. CIC/VS/C/2015/000038**

**Adjunct Order dated 11.01.2017**

**Hearing:**

1. The instant matter was heard on 02.11.2016. The matter is listed today for compliance of this Commission's order dated 02.11.2016.
2. The respondent participated in the hearing.
3. The respondent stated that they have received the aforesaid order on 17.11.2016. The respondent stated that point wise reply has been given to the appellant on 23.12.2016. The respondent stated that the Commission's order dated 02.11.2016 has been complied with. On query from the Commission, the respondent read out the reply that was given to the appellant.
4. The respondent stated that they did not receive the notice of hearing dated 02.11.2016; therefore, they could not attend the hearing.

**Discussion/ observation:**

5. The order dated 02.11.2016 has been complied with by the respondent.

**Order**

6. The Show Cause is dropped and no further intervention is required in the matter at the level of this Commission.

A copy of the order be given to the parties free of cost.

**(Radha Krishna Mathur)**  
**Chief Information Commissioner**

Authenticated true copy

(S.C. Sharma)  
Dy. Registrar