

**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/2015/000040**

Complainant: Mrs. Gaytri Devi, W/o Sh. Amrendra Yadav  
R/o Vill- Kurji, PO- Sadakat Ashram, Distt. Patna-  
800010, Bihar

Respondent: Central Public Information Officer  
M/o Rly, Asst. CPO/HRD, Divnl. Office, East  
Central Rly, Hajipur, Vaishali, Bihar.

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 11 points regarding recruitment details for group 'C' and 'D' employees during 2007-08 to 2013-14 for various sports viz Football, Cricket, Volleyball quota etc.
2. The CPIO responded on 02.12.2014. The complainant filed first appeal on 17.11.2014 with the First Appellate Authority (FAA). The FAA responded on 11.12.2014. The complainant filed complaint on 29.12.2014 before the Commission with the plea that the sought for information has not been provided to him.

**Hearing:**

3. The complainant participated in the hearing. The respondent did not participate in the hearing.
4. The complainant stated that he is not satisfied with the reply of the PIO and the first appellate authority. The appellant stated that he has been denied information invoking section 8(1)(j) of the RTI Act. The complaint stated that section 8(1)(j) does not apply in her case. The complainant stated that the respondent deliberately misused the section 8(1)(j) of the RTI Act.

**Discussion/ observation:**

5. 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.

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

**Decision:**

7. The respondent is directed to:

a) provide information to the appellant in context of the RTI application using suitably severability clause in Section 10(1) of the Right to Information Act.

b) show cause why action should not be taken against the respondent 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.

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

Authenticated true copy

(S.C. Sharma)  
Dy. Registrar