

CENTRAL INFORMATION COMMISSION

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

Decision No. CIC/SB/A/2015/000081

Dated 28.09.2016

Appellant : Shri Devender Kumar
S/o Late Shri Raj Bahadur Sharma,
Kalinjari, Post Beswaa, Tehsil Iglaas,
Distt. Aligarh - 202145

Respondent : Central Public Information Officer,
MHA, North Block,
New Delhi-110 001.

Date of Hearing : 28.09.2016

Relevant dates emerging from the appeal:

RTI application filed on : 24.01.2015

CPIO's reply : 26.03.2015

First appeal filed on : 04.04.2015

FAA's order : 01.06.2015

Second appeal filed on : 23.06.2015

ORDER

1. Shri Devender Kumar filed an application dated 24.01.2015, under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO)/Joint Secretary (Admn) MHA, North Block, New Delhi, seeking information on twenty-three points pertaining to his petitions dated 03.11.2014 and 20.12.2014.

2. The appellant filed a second appeal dated 23.06.2015 before the Commission on the grounds that the CPIO and First Appellate Authority (FAA) had not supplied the requisite information within the prescribed time and requested the Commission to direct the competent authority to provide the information at an early date.

Hearing:

3. The appellant Shri Devender Kumar was absent despite notice. The respondent Shri A.K. Nigam, Deputy Secretary, MHA, Ravi Kumar Sinha, SO, MHA and Hetram, SO, MHA were present in person.

4. The respondent submitted that the appellant had submitted a petition dated 20.12.2014 which was forwarded to the Govt. of Uttar Pradesh as the subject matter pertained to them. Subsequently, the appellant had filed an RTI application dated 24.01.2015 seeking information about the action taken on his petition dated 20.12.2014. The appellant was informed vide letter dated 26.03.2015 that since his petition had been forwarded to the State Government of Uttar Pradesh, his RTI application was also transferred under Section 6(3) of RTI Act, 2005 to the Govt. of Uttar Pradesh. The respondent further submitted that the appellant was informed vide letter dated 01.06.2015 that his First Appeal dated 04.04.2015 was also transferred to the Govt. of Uttar Pradesh.

Decision:

5. The Commission, after hearing the respondent and perusing the records, observes that due information has been provided to the appellant. The Commission also observes that the information sought pertains to the State Government of Uttar Pradesh. Therefore, the present matter is beyond the jurisdiction of the Commission. Hence, no further intervention of the Commission is required in the matter.

6. With the above observations, the appeal is disposed of.
7. Copy of the decision be provided free of cost to the parties.

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer