

**CENTRAL INFORMATION COMMISSION**

**Club building, Opposite Ber Sarai Market, Old JNU Campus, New Delhi- 110067.**

**Tel: 011 - 26182593/26182594**

**Email: registryicab@gmail.com**

**File No : CIC/BJ/A/2016/000106**

In the matter of:

Mr. Jai Prakash Chaturvedi  
Northeast Railway,  
O/o the Chief Administrative Officer/Works,  
Gorakhpur, Uttar Pradesh

...Appellant

VS

APIO  
Northeast Railway,  
O/o the General Manager (Personnel),  
Gorakhpur - 273012

...Respondent

**Dates**

<b>RTI Application</b>	<b>:</b>	<b>24.07.2014</b>
<b>CPIO Reply</b>	<b>:</b>	<b>Not on record</b>
<b>First Appeal</b>	<b>:</b>	<b>29.08.2014</b>
<b>FAA's Order</b>	<b>:</b>	<b>19.09.2014</b>
<b>Second Appeal</b>	<b>:</b>	<b>02.03.2016</b>
<b>Date of hearing</b>	<b>:</b>	<b>03.04.2017</b>

**Information sought:**

The appellant had sought information regarding his MACP benefits and leave.

**Grounds for Second Appeal**

The CPIO did not provide the desired information.

**Order**

<b>Appellant</b>	<b>:</b>	<b>Present</b>
<b>Respondent</b>	<b>:</b>	<b>APIO, Shri G.P. Gupta, APO</b>

During the hearing the respondent CPIO submitted that they had provided the requisite reply vide their letter dated 20.08.2014 in connection with the RTI application dated

24.07.2014 and further submitted that they had transferred the said RTI application on 19.09.2014 with a copy endorsed to the appellant. Since both the letters were not available in the case record, the respondent PIO was asked to read the same over the VC facility. He was intimated to send a copy of the same to the Commission through e-mail for record.

The appellant submitted that he did not receive any reply as yet from the respondent.

On perusal of the case record, it was seen that the RTI application was not validly transferred under Sec 6 of the RTI Act. Hence, CPIO Gorakhpur is held responsible for providing the sought for information to the appellant.

The respondent CPIO and Dy. General Manager, Eastern Central Railway, Gorakhpur is directed to provide point wise reply complete in all respects to the appellant, as available on record including certified true copies of the documents e.g. note sheet, letters, correspondence, e-mail etc. free of charge u/s 7(6) of the RTI Act within 15 days of the receipt of the order. For this purpose, CPIO/PIO, Dy. General Manager, Eastern Central Railway, Gorakhpur may take assistance of any other office/department u/s 5(4) of the RTI Act.

The respondent CPIO is further directed to send a compliance report containing the copy of the reply and the despatch details of the same to the appellant within 07 days thereafter to the Commission for record.

***With the above direction, the appeal is disposed of.***

***Copy of this order be sent to both the parties free of cost.***

**[Amitava Bhattacharyya]  
Information Commissioner**

Authenticated true copy

(A.K. Talapatra)  
Deputy Registrar