

CENTRAL INFORMATION COMMISSION

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

Decision No. CIC/SB/A/2015/000111

Dated 22.11.2016

Appellant : ShriAshok Kumar Tripathi,
US-173, Uttari School Block,
Mandawali,
Delhi-110 092.

Respondent : Central Public Information Officer,
Union Public Service Commission,
Dholpur House, Shahjahan Road,
New Delhi-110 069.

Date of Hearing : 22.11.2016

Relevant dates emerging from the appeal:

RTI application filed on : 13.04.2015
CPIO's reply : 29.04.2015
First appeal filed on : 15.05.2015
FAA's order : 04.06.2015
Second appeal filed on : 01.07.2015

ORDER

1. ShriAshok Kumar Tripathi filed an application dated 13.04.2015 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), Union Public Service Commission (UPSC) seeking information oneight points pertaining to recruitment to the 58 posts of Principal in Directorate of Education, Government of NCT of Delhi.

2. The appellant filed a second appeal dated 01.08.2015 before the Commission on the grounds that he is not satisfied with the information provided to him by the respondent.

Hearing:

3. The appellant ShriAshok Kumar Tripathi and the respondent Shri Rajesh Kumar, CPIO and Deputy Secretary, UPSC were present in person.

4. The appellant submitted that no information in respect of his RTI application has been provided to him and the same has been denied by the respondent on the ground that the matter is sub-judice. The appellant further submitted that in case the UPSC is not able to disclose the result without the leave of the CAT, Allahabad Bench, he may be informed about his result, once this restriction imposed by the CAT, Allahabad Bench is withdrawn.

5. The respondent submitted that the appellant was informed vide letter dated 29.04.2015 that the matter is sub-judice before the Hon'ble Central Administrative Tribunal (CAT), Allahabad Bench in a matter relating to the recruitment of 58 posts of Principal, GNCTD (OA No. 1192/2013) and that the CAT had vide order dated 19.09.2013 directed the UPSC to keep the result of one of the candidates in a sealed cover and not to disclose the same without the leave of the Tribunal. The matter was heard on 19.10.2016 and the judgement is reserved in the matter. In view of this, the process of recruitment of Principal, GNCTD is yet to be completed. The respondent also stated that once the matter is finally resolved, results would be declared and uploaded on the website of the UPSC.

Decision:

6. The Commission, after hearing the submissions of both the parties and perusing the records, observes that information could not be provided to the appellant by the respondentsince the recruitment process is technically not

complete, and, therefore, the information sought for by the appellant cannot be provided.

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

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer