

# CENTRAL INFORMATION COMMISSION

Room No. – 308, 2<sup>nd</sup> Floor, August Kranti Bhawan,  
Bhikaji Cama Place, New Delhi – 110066.  
Website: cic.gov.in

File No. CIC/RM/C/2014/000136/KY

Appellant : Shri V. N. Aswani  
Dy. Manager (retd.) NTC Ltd.  
B-93, 1st Floor, Sarvodaya Enclave  
New Delhi-110017

Public Authority : The CPIO  
M/o Textiles  
National Textiles Corporation Limited  
Scope Complex, Core – IV, 7 Lodhi Road  
New Delhi-110003

Date of Hearing : 08.09.2016

Date of Decision : 08.09.2016

## Presence:

Appellant : Absent  
CPIO : Shri Vinay Kumar, Asst. Manager & APIO

## FACTS:

- I. Vide RTI application dated **15.11.2013**, the appellant sought information on **3 issues**.
- II. CPIO, vide its response dated **15.01.2014 & 26.03.2014**, reportedly not provided the information to the Appellant.
- III. The First Appeal (FA) was filed on **27.12.2013**, as desired information not provided.
- IV. First Appellate Authority (FAA), order is not on record.
- V. Grounds for the Second Appeal filed on **18.02.2014**, are contained in the Memorandum of Appeal.

## HEARING

**Appellant opted to be absent despite of our due notice to him.** Respondents appeared before the Commission personally and made the submissions at length.

## DECISION

At the outset, it is stated here that as per the contents of the prayer clause, as embedded in the instant petition, **it is a case of second appeal**. However, the Central Registry registered it **wrongly as a complaint for the reasons best known to them**. Thus, it is being dealt with as **second appeal** and not as complaint.

2. During hearing of the case, it is submitted by Shri Vinay Kumar, Asst. Manager & APIO, that the captioned Second Appeal is based upon appellant's earlier RTI application dated **15.11.2013**. It is further submitted by Shri Vinay Kumar that this Hon. Commission has already taken up the appellant's earlier Second Appeal based on appellant's RTI application dated **15.11.2013** dealt in file no. **CIC/RM/C/2014/000183/KY on 31.08.2016** and passed it's speaking order on the same date.
3. The Commission has perused the nature of the issues as contained in appellant's present RTI application dated **15.11.2013** and appellant's earlier RTI application of same date and finds that both RTI applications are same. Not only this, the reply provided by the respondents, vide their same responses i.e. dated **15.01.2014 & 26.03.2014** are also same.
4. In view of the **position** above and in the **circumstances** of case, the Commission feels that it would be **appropriate and even justified** to dispose of the appellant's captioned second appeal in terms of its earlier order dated **31.08.2016** passed in the appellant's earlier second appeal based on appellant's same RTI application dated **15.11.2013**. Thus, the appellant's instant second appeal is hereby disposed of in terms of Hon. CIC's earlier order dated **31.08.2016** passed in **file no. CIC/RM/C/2014/000183/KY**.

The Appeal is disposed of accordingly.

Sd/-  
(M.A. Khan Yusufi)  
Information Commissioner

Authenticated true copy

(Krishan Avtar Talwar)  
Deputy Secretary

The CPIO  
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