

CENTRAL INFORMATION COMMISSION

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

Decision No. CIC/SB/C/2015/000142

Dated 10.11.2016

Complainant : Shri P. Dharamchand,
76 (Old No.238)
Ramakrishna Mutt Road,
Mylapore,
Chennai-600004.

Respondent : Central Public Information Officer,
Ministry of Home Affairs,
North Block,
New Delhi-110001.

Date of Hearing : 10.11.2016

Relevant dates emerging from the complaint:

RTI application filed on : 09.09.2015

Complaint filed on : 02.11.2015

ORDER

1. Shri P. Dharamchand filed an application dated 09.09.2015 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), Ministry of Home Affairs (MHA) seeking information on seven points including (1) copy of information as to how the relevant investigating authorities determine that a substance under investigation is an explosive and (2) copy of information as to the scientific tests conducted by the relevant investigating authorities to determine the explosive nature of a substance under investigation.

2. Shri P. Dharamchand filed a complaint dated 02.11.2015 before the Commission on the grounds that the CPIO has not replied to his RTI

application so far and requested to Commission to take appropriate action against the CPIO and direct him to reply to his RTI application without any further delay and also clearly explain the reasons behind the delay.

Hearing:

3. The appellant Shri P. Dharamchand was not present despite notice. The respondents Shri Sunil Pant, CPIO, MHA, Shri John George Moses, CPIO, CFSL, CBI and Dr. I. Haque, CPIO, DFSS were present in person.

4. The respondent (MHA) submitted that the complainant was informed vide letter dated 07.04.2016 that the information sought is not available. The respondent further submitted that RTI application was transferred under Section 6(3) of the RTI Act to CPIO, DFSS and CPIO, CFSL, CBI to provide the requisite information.

5. The respondent (DFSS) submitted that the RTI application on receipt from MHA was further transferred under Section 6(3) of the RTI Act vide letter dated letter dated 13.04.2016 to six DFSS, Kolkata, Chandigarh, Hyderabad, Pune, Bhopal and Guwahati. The respondent further submitted that the respective DFSS offices have given the respective replies vide letters dated 28.04.2016, 12.05.2016, 03.05.2016, 22.04.2016, 28.04.2016 and 17.05.2016.

6. The respondent (CFSL) submitted that the complainant was informed vide letter dated 28.04.2016 that information sought is not specific and hence, the same cannot be provided to him.

Decision:

7. The Commission, after hearing the submissions of the respondents and perusing the records, observes that due information has been provided

to the complainant by the respective DFSS offices as well as CFSL, CBI.
Hence, no further action is required in the matter.

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

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer