

CENTRAL INFORMATION COMMISSION

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

Decision No. CIC/SB/A/2015/000208

Dated 28.10.2016

Appellant : Shri Subhash Chandra Agrawal,
1775, Kucha Lattushah,
Dariba, Chandni Chowk,
Delhi-110 006.

Respondent : Central Public Information Officer,
Ministry of Home Affairs,
North Block, New Delhi-110 001.

Date of Hearing : 28.10.2016

Relevant dates emerging from the appeal:

RTI application filed on : 08.06.2015

CPIO's reply : 21.07.2015

First appeal filed on : 03.08.2015

FAA's order : 25.08.2015

Second appeal filed on : 05.10.2015

ORDER

1. Shri Subhash Chandra Agrawal filed an application dated 08.06.2015 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), Ministry of Home Affairs (MHA) seeking information/documents on fifteen points pertaining to issue of notification dated 21.05.2015.

2. The appellant filed a second appeal dated 05.10.2015 before the Commission on the grounds that the CPIO has denied the information as the matter was sub-judice. The appellant submitted that matter being sub-judice cannot be a ground to decline information.

Hearing on 28.10.2016:

3. The appellant Shri Subhash Chandra Agrawal has sought exemption from personal appearance vide his letter dated 27.10.2016. The respondent Shri R.K. Pandey, Under Secretary, MHA was present in person.

4. The appellant vide his letter dated 27.10.2016 had requested the Commission to adjourn the hearing as he is unable to attend the hearing due to some urgent work.

5. The respondent submitted that an identical matter has already been heard by the Commission vide Decision No. CIC/SB/C/2016/000381 dated 31.08.2016.

Interim Decision:

6. The Commission takes note of the respondent submission. However, since the appellant had requested for an adjournment, the Commission accedes to the request and adjourns the matter to **03.01.2017 at 1.15 pm.**

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
