

CENTRAL INFORMATION COMMISSION

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

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File No : CIC/BJ/A/2016/000224-AB

In the matter of:

Udai Pratap Singh
A – 2433 Awas Vikas, Hanspuram Naubasta,
Kanpur 208021,
Uttar Pradesh.

...Appellant

VS

Central Public Information Officer
PIO / Manager
Dedicated Freight Corridor Corporation
Of India Ltd. Room No – 537, 5th Floor,
Pragati Maidan, Metro Station Building
Complex,
New Delhi – 110001.

...Respondent

Dates

RTI application	:	07.04.2016
CPIO reply	:	Not on record
First Appeal	:	Not on record
FAA Order	:	Not on record
Second Appeal	:	27.06.2016
Date of hearing	:	27.04.2017

Information sought:

The appellant had sought information on 5 points relating to Tata- Aldesa railway engineering contract.

Grounds for Second Appeal

The CPIO did not provide the desired information.

Order

Appellant	:	Present
Respondent	:	PIO, Shri Tejpal

During the hearing the respondent PIO submitted that they had provided the requisite information vide their letter dated 09.6.2016 in connection with the RTI application dated 07.04.2016.

As there was no first appeal memo in the case file, the appellant was requested to send the same through e-mail for Commission's perusal and record. The appellant submitted that he received the reply from the CPIO but he was not satisfied with the same.

On perusal of the case record, it was seen that the respondent CPIO stated in his reply dated 09.06.2016 that records are not available in their office. The respondent CPIO is directed to go through again the said RTI application and if the records are available, provide the requisite information to the appellant, if not then submit an affidavit to that effect that copy of the sought for records are not available with the concerned public authority to the commission for information.

The respondent CPIO is directed **either** to provide point wise reply complete in all respects to the appellant, as available on record e.g. file noting, e.mail, circular etc. free of charge u/s 7(6) of the RTI Act **or** to submit an affidavit that records are not available/destroyed with copy of records retention schedule by which the records were weeded out, to the Commission with a copy duly endorsed to the appellant, within 15 days of the receipt of the order.

With the above direction, the appeal is disposed of.

Copies of the order may be sent to both the parties free of charge.

[Amitava Bhattacharyya]
Information Commissioner

Authenticated true copy

(A.K. Talapatra)
Deputy Registrar