

CENTRAL INFORMATION COMMISSION

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

Decision No. CIC/SB/A/2015/000242

Dated 03.11.2016

Appellant : Shri Ramesh Chand Yadav,
DD-88, Avantika,
Ghaziabad, U.P.

Respondent : Central Public Information Officer,
Central Excise Commissionerate, Meerut,
Opposite Chaudhary Charan Singh
University,
Mangal Pandey Nagar,
Meerut, U.P.

Date of Hearing : 03.11.2016

Relevant dates emerging from the appeal:

RTI application filed on : 07.02.2015

CPIO's reply : 10.04.2015

First appeal filed on : 27.04.2015

FAA's order : 18.05.2015/27.05.2015

Second appeal filed on : 22.06.2015

ORDER

1. Shri Ramesh Chand Yadav filed an application dated 07.02.2015 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), Central Excise Commissionerate (CEC) seeking information on five points pertaining to Shri Surender Singh.

2. The appellant filed a second appeal dated 22.06.2015 before the Commission on the grounds that he is not satisfied with the information provided to him by the CPIO and the First Appellate Authority (FAA).

Hearing:

3. The appellant Shri Ramesh Chand Yadav was not present despite notice. The respondent Shri B.V. Singh, CPIO & Asstt. Commissioner, CEC was present in person.

4. The respondent submitted that the information was provided to the appellant vide letters dated 17.03.2015 and 10.04.2015. The respondent further submitted that the FAA, Central Excise Commissionerate, Meerut vide order dated 27.05.2015 had also informed the appellant that the information, as available, had been provided to him. Besides this, regarding point (d) of the RTI application, the respondent vide letter dated 04.11.2016 submitted that Shri Surender Singh, Superintendent has neither sought prior permission/approval from department nor permission was granted by the department for contesting election on 04.01.2015 as executive member of Avantika, Resident Welfare Association, Ghaziabad. An intimation dated 25.02.2015 regarding his election as Executive member of Avantika Resident Welfare Association is on record. The respondent also submitted that the information sought by the appellant is in the nature of raising queries or asking questions, which does not constitute information as defined under Section 2(f) of the RTI Act.

Decision:

5. The Commission, after hearing the submissions of the respondent and perusing the records, directs the respondent to provide information on point (d) of the RTI application to the appellant, within a period of four weeks from the date of receipt of a copy of this order.

6. The appeal is disposed of. Copy of the decision be provided free of cost to the parties.

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer