

CENTRAL INFORMATION COMMISSION

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

File No. CIC/KY/C/2016/000255

Appellant : Shri Bhupendra Singh
House No. 1204-A, Sec-20B, Chandigarh

Public Authority : The Executive Engineer cum CPIO
P.H. Division NO. 3, Addl. Deluxe Building
Sector-9D, Chandigarh

The Executive Engineer cum CPIO
Electrical Division No. 1, Addl. Deluxe Building, Sector-9D,
Chandigarh

Date of Hearing : 30.09.2016

Date of Decision : 30.09.2016

Presence:

Appellant : Shri Bhupendra Singh
CPIO : Sh. A K Jain, SDO

FACTS:

- I. Vide RTI application dated **10.11.2015**, the Appellant sought information on **4 issues**.
- II. CPIO, vide its response dated **19.11.2015**, reportedly not provided the information to the Appellant.
- III. The First Appeal (FA) was filed on **08.02.2016 & 20.04.2016**, as desired information not provided.
- IV. First Appellate Authority (FAA), vide its order dated **19.02.2016**, upheld the decision of CPIO.
- V. Grounds for the Second Appeal filed on **23.06.2016**, are contained in the Memorandum of Appeal.

HEARING

Appellant as well as respondent appeared before the Commission personally and made the submissions at length.

DECISION

1. During hearing of the appeal, it is submitted by the appellant that his so called complaint may be treated as a second appeal. On this appellant has also given his handwritten letter

dated **30.09.2016**, requesting thereby that his complaint be treated as a second appeal & not complaint. Thus, it is being dealt with as **second appeal** and not as complaint.

2. It would be seen here that the appellant, vide his RTI Application dated **10.11.2015**, sought information from the respondents on **4 issues**. Respondents, vide their response dated **19.11.2015**, allegedly not provided the required information to the appellant. Being aggrieved by the aforesaid response, FA was filed by the appellant on **08.02.2016 & 20.04.2016** before the FAA, who vide his order dated **19.02.2016**, upheld the decision of CPIO. Hence, a Second Appeal before this Commission.
3. During hearing of the appeal, it is submitted by Sh. A K Jain, SDO, that the required information is ready with him and he is willing to provide the information to the appellant. At this, in the interest of work and to keep the very object of RTI Act 2005, under the directions of Hon. Commissioner copy of required information, i.e. respondent's letters dated 29.09.2016 along with its annexures, were handed over to Appellant, and he has received the same accordingly and also appended his signature on the office copy thereof and failed to show any sort of objection thereon.
4. The Commissioner heard the submissions made by appellant as well as respondents at length. The Commission also **perused** the case-file **thoroughly**; specifically, **nature of issues** raised by the appellant in his RTI application dated **10.11.2015**, respondent's response dated **19.11.2015**, respondent's written submissions dated **29.09.2016** other material made available on record and also the grounds of memorandum of second appeal.
5. In view of the **position** above and in the **circumstances** of the case, the Commission is of the considered view that the respondents have provided the required information to the appellant in terms of **Section 2(f) of the RTI Act 2005**. In view of this, the Commission feels that the appellant's second appeal becomes **redundant** in this regard. Thus, the appellant's second appeal deserves to be **dismissed**. Therefore, it is **dismissed**.

The Appeal is dismissed accordingly.

Sd/-

(M.A. Khan Yusufi)

Information Commissioner

Authenticated true copy

(Krishan Avtar Talwar)

Deputy Secretary

The Executive Engineer cum CPIO
P.H. Division NO. 3, Addl. Deluxe Building
Sector-9D, Chandigarh

The Executive Engineer cum CPIO
Electrical Division No. 1, A
ddl. Deluxe Building, Sector-9D, Chandigarh

Shri Bhupendra Singh
House No. 1204-A, Sec-20B, Chandigarh

