

CENTRAL INFORMATION COMMISSION

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

File No. CIC/LS/C/2012/000439/KY

Appellant : Shri K S Jasrotia
Ex. Asstt. (G) Gr. I
R/o. Pacca Tallab, Moh. Bahu Fort
P.O. New University Campus, Jammu Tawi
J&K-180006

Public Authority : The CPIO & Head
Council of Scientific & industrial Research,
Anusandhan Bhawan, 2 Rafi Marg, New Delhi-110001

Date of Hearing : 01.09.2016
Date of Decision : 01.09.2016

Presence:

Appellant : Absent
CPIO : Absent

FACTS:

- I. Vide RTI application dated **07.10.2011**, the Appellant sought information on **sole issue**.
- II. CPIO, vide its response dated **14.11.2011**, reportedly not provided the information to the Appellant.
- III. The First Appeal (FA) was filed on **04.01.2012**, as desired information not provided.
- IV. First Appellate Authority (FAA), vide its order dated **14.02.2012**, upheld the decision of CPIO.
- V. Grounds for the Second Appeal filed on **05.03.2012**, are contained in the Memorandum of Appeal.

HEARING

Appellant as well as respondent opted to be absent despite of our due notice to them.

DECISION

At the outset, it is stated here that as per the contents of the prayer clause, **it is a case of second appeal**. However, the Central Registry registered it **wrongly as a complaint for the reasons best known to them**. Thus, it is being dealt with as **second appeal** and not as complaint.

2. Further, it is to be seen here that the captioned Second Appeal is based upon appellant's earlier RTI application dated **07.10.2011**. Furthermore, it is to be seen that this Hon. Commission has already taken up the appellant's earlier Second Appeal based on appellant's RTI application dated **07.10.2011** dealt in file no. **CIC/YA/A/2014/000716** on **10.07.2015** and passed its speaking order on the same date.
3. The Commission has perused the nature of the issues as contained in appellant's present RTI application dated **07.10.2011** and appellant's earlier RTI application of same date and finds that both RTI applications are same. Not only this, the reply provided by the respondents, vide their same responses i.e. dated **14.11.2011** and orders passed by the learned FAA on **14.02.2012** in both FA filed by the appellant, are also same.
4. In view of the **position** above and in the **circumstances** of case, the Commission feels that it would be **appropriate and even justified** to dispose of the appellant's captioned second appeal in terms of its earlier order dated **10.07.2015** passed in the appellant's earlier second appeal based on appellant's same RTI application dated **07.10.2011**. Thus, the appellant's instant second appeal is hereby disposed of in terms of Hon. CIC's earlier order dated **10.07.2015** passed in **file no. CIC/YA/A/2014/000716**.

The Appeal is disposed of accordingly.

Sd/-
(M.A. Khan Yusufi)
Information Commissioner

Authenticated true copy

(Krishan Avtar Talwar)
Deputy Secretary

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