

CENTRAL INFORMATION COMMISSION

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

Decision No. CIC/SB/A/2015/000488

Dated 30.11.2016

Appellant : Shri D.C. Jain,
44/112, Kiran Path Mansarovar,
Jaipur, Rajasthan.

Respondent : Central Public Information Officer,
O/o the Assistant Commissioner of
Customs ICD, Rajsico, Jodhpur.

Date of Hearing : 30.11.2016

Relevant dates emerging from the appeal:

RTI application filed on : 23.06.2015

CPIO's reply : 22.07.2015/24.07.2015/13.08.2016

First appeal filed on : 20.08.2015

FAA's order : 28.08.2015

Second appeal filed on : 06.11.2015

ORDER

1. Shri D.C. Jain filed an application dated 23.06.2015 under the Right to Information Act, 2005 (RTI Act) before the Central Public Information Officer (CPIO), O/o the Assistant Commissioner of Customs Inland Container Depot (ICD) seeking information on four points pertaining to the officers and staff at all the Inland Container Depots of Jodhpur.

2. The appellant filed a second appeal dated 06.11.2015 before the Commission on the grounds that he is not satisfied with the replies given by the CPIO and the First Appellate Authority (FAA).

Hearing:

3. The appellant Shri D.C. Jain and the respondent were not present despite notice.

Decision:

4. The Commission, after perusing the records, notes that the CPIOs have provided the information sought vide letters dated 22.07.2015 and 13.08.2015 and that the FAA had upheld the replies provided by the CPIOs. The Commission finds reasonable the contention of the appellant that a Government office ought to have records of arrival and departure of the officers and staff, more so in the case of ICDs where it is mandatory to maintain, at the main gate, the records of all persons coming in and going out. The Commission, therefore, directs the respondent to communicate to the Commission by 20.12.2016 by means of a sworn affidavit that no records of arrival and departure of the officers and staff is available with them. A copy of the affidavit shall also be provided to the appellant within a period of four weeks from the date of receipt of a copy of this order.

5. With the above observations, the appeal is disposed of.

6. Copy of the decision be provided free of cost to the parties.

(Sudhir Bhargava)
Information Commissioner

Authenticated true copy

(V.K. Sharma)
Designated Officer