

CENTRAL INFORMATION COMMISSION

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

File No. CIC/SS/C/2013/000492/KY

Complainant : Shri Sivasakhi E
Associate Professor
Leather Design Department
NIFT Campus, HouzKhas
Near Gulmohar Park, New Delhi-110016

Public Authority : The CPIO
Ministry of Textiles
National Institute of Fashion Technology
NiftCampuse, HouzKhas, Near Gulmohar Park,
New Delhi-110016

Date of Hearing : 23.08.2016

Date of Decision : 23.08.2016

Presence:

Complainant : Shri Sivasakhi E
CPIO : Ms. Neenu Teckchandani, Registrar & Appellate Authority

FACTS:

- I. Vide RTI application dated **20.05.2013**, the appellant sought information on **3 issues**.
- II. CPIO, vide its response dated **21.06.2013 & 26.07.2013**, allowed for the inspection on point no 4
- III. The First Appeal (FA) was filed on **21.06.2013**, as desired information not provided.
- IV. First Appellate Authority (FAA), vide its order dated **09.07.2013**, allowed for the inspection.
- V. Grounds for the Complaint filed on **17.09.2013 /30.10.2013**, are contained in the Memorandum of Complaint.

HEARING

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

DECISION

During hearing of the case, no submissions was made with regard penal action but has constantly been requesting for getting the required information from the respondents. In view of this, the Commission feels that it would be appropriate and even justified to

convert the captioned petition into a second appeal. Therefore, it is converted into a **second appeal**. Thus, being deal accordingly.

2. Further, it is to be seen here that the captioned Second Appeal is based upon appellant's earlier RTI application dated **20.05.2013**. It is further to be seen here that this Hon. Commission has already taken up the appellant's earlier Second Appeal based on appellant's RTI application dated **20.05.2013** dealt in file no. **CIC/SS/C/2013/900513/KY on 05.08.2016** and passed it's 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 **20.05.2013** 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 **21.06.2013 & 26.07.2013** and orders passed by the learned FAA on **09.07.2013** 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 **05.08.2016** passed in the appellant's earlier second appeal based on appellant's same RTI application dated **20.05.2013**. Thus, the appellant's instant second appeal is hereby disposed of in terms of Hon. CIC's earlier order dated **05.08.2016** passed in **file no. CIC/SS/C/2013/900513/KY**.

The Appeal is disposed of accordingly.

(M.A. Khan Yusufi)

Information Commissioner

Authenticated true copy

(Krishan Avtar Talwar)
Deputy Secretary

The CPIO
Ministry of Textiles
National Institute of Fashion Technology
NiftCampuse, HouzKhas, Near Gulmohar Park,
New Delhi-110016

Shri Sivasakhi E
Associate Professor
Leather Design Department
NIFT Campus, HouzKhas
Near Gulmohar Park, New Delhi-110016