

CENTRAL INFORMATION COMMISSION

Club building, Opposite Ber Sarai Market, Old JNU Campus, New Delhi- 110067.

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File No : CIC/VS/A/2015/000494

In the matter of:

Sh. Umesh Dhakad
1495, D Rail Nagar Hubli
580020
Dist Dharwad Karnataka

..Appellant

Vs.

Central Public information Officer
M/o Railways
Personnel Branch, Chief Headquarters,
South Western Railway Hubli-580020

..Respondent

	Dates
RTI application	: 22.10.2014
CPIO reply	: 25.11.2014
First Appeal	: 12.12.2014
FAA Order	: Not on record
Second Appeal	: 27.01.2015
Date of hearing	: 18.10.2016

Information sought:

The appellant had sought details relating to railway passes and other related information.

Grounds for Second Appeal:

The CPIO did not provide the desired information.

Order

Appellant : Absent
Respondent : Absent

Both the parties are absent

On perusal of the case record, it is seen that the reply of the CPIO was evasive and deplorable. The concerned CPIO Shri S.N. Sahadevan, Asstt. Personnel Officer (S&T) on behalf of the Chief Personnel Officer had furnished no information to the appellant stating that information was not pertaining to their section in regard to four points of the said RTI application out of nine points. The proper course of action on the part of the CPIO was to transfer the concerned points to the relevant CPIO(s) u/s 6(3) of the RTI Act. However, in the present case, no such action was taken by the then CPIO and the RTI applicant was given an evasive answer under the RTI Act.

In reply to the other points also no copy of relevant documents was provided and the entire reply was mix of evasiveness and falsehood. Further, absence from today's hearing on the part of the CPIO shows his utter disrespect to the Commission.

A Show Cause Notice is issued to the then CPIO to explain the reason for committing the abovestated lacunae while dealing with the present RTI matter.

The explanation to the Show Cause Notice u/s 20(1) of the RTI Act is to be submitted to the Commission by the said CPIO within 21 days of the receipt of the order. On receipt of the explanation to the Show Cause Notice, further action as deemed appropriate will be taken.

The present CPIO is directed to provide point wise reply complete in all respect to the appellant within the same period. A compliance report shall be submitted by the present CPIO thereafter to the Commission for record. The present CPIO can take assistance of other officers u/s 5(4) of the RTI Act in case of need.

The entire action is to be completed within 21 days of the receipt of the order and a compliance report is to be submitted thereafter.

With the above direction, the appeal is disposed of.

**[Amitava Bhattacharyya]
Information Commissioner**

Authenticated true copy

(A.K.Talapatra)
Dy. Registrar

