

CENTRAL INFORMATION COMMISSION

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File No : CIC/CC/A/2016/000538-AB

Date of decision: 27.04.2017

In the matter of:

Ranjeet Kumar
S/o Late Saryug Rai
Vill- Sabalpur Hasti Tola
PO- Thana, Sonpur Bihar

...Appellant

VS

Central Public Information Officer,
CPIO/DCCM/PS, East Central Railway,
Sonpur Division, Sonpur, Bihar
&
Central Public Information Officer,
CPIO/DCCM/PS-I, East Central Railway,
New Building, B-Block, Digghi Kala, Hajipur, Bihar

...Respondents

Dates

RTI application	:	28.08.2015
CPIO reply	:	Not on Record
First Appeal	:	19.10.2015
FAA Order	:	Not on record
Second Appeal	:	17.12.2015
Date of hearing	:	21.03.2017

Information sought:

The appellant had sought copy of the documents submitted to the investigation officer by the accused employee and details of the current proceeding of the case etc.

Grounds for Second Appeal

The CPIO did not provide the desired information.

Order

Appellant : **Present**
Respondent : **APIO, Shri A.K.Tirkey, DCM (Saran)**
APIO, Shri N.K.Singh, Dy.CM (Vaishali)

During the hearing the APIO submitted that the interim reply was provided on 08.02.17.

On perusal of the case record, it was seen that interim reply dated 08.02.17 was provided followed by another communication on 21.03.17. To the pointed query whether interim or final reply was provided in all these years, the respondent APIO had no answer to this query. In view of the submission by the respondent APIO that full vigilance enquiry was going on and charge sheet was not issued. However, the respondent APIO further submitted that the matter is again going to be re-investigated but there is no specific decision as yet on this issue.

A Show Cause Notice is issued to the then Sr. Divisional Commercial Manager and PIO, Sonepur to explain why information was not provided to the appellant in all these years. The said Show Cause notice is to be served through the present CPIO to all the respondent CPIOs, working from August, 2015 till date. The present CPIO is also to submit a report to the Commission indicating the name(s), address(s), mobile no(s), place(s) of posting and designation(s) of all the respondent CPIOs, working from August, 2015 till date. The explanation to the Show Cause Notice is to be submitted to the Commission 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.

Be that as it may, the present respondent CPIO, Sr. Divisional Commercial Manager is directed to provide point wise reply complete in all respects to the appellant, as available on record including certified true copies of the documents e.g. note sheet, letters, correspondence, e-mail etc free of charge u/s 7(6) of the RTI Act within 30 days of the receipt of the order. In case the said information is exempted under the provisions of the RTI Act, a clear reference to that effect is to be furnished within the same time period.

The respondent CPIO is further directed to send a compliance report containing the copy of the reply and the despatch details of the same to the appellant within 07 days thereafter to the Commission for record.

With the above direction, the appeal is disposed of.

[Amitava Bhattacharyya]
Information Commissioner

Authenticated true copy

(A.K. Talapatra)
Deputy Registrar