

CENTRAL INFORMATION COMMISSION

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

File No. CIC/DS/C/2013/000686/KY

Complainant : Shri Parveen
185, B- Block, Near Bhawani Mata Mandir
Khuda-Ali-Sher, Chandigarh - 160011

Public Authority : The CPIO
Municipal Corporation Chandigarh
O/o Addl. District Registrar (Births & Deaths),
New Deluxe Building, Sec-17B, Chandigarh-160017

Date of Hearing : 01.09.2016
Date of Decision : 01.09.2016

Presence:

Complainant : Absent
CPIO : Shri Karanpal Singh, Junior Statistical Nosologist, Authorized by the CPIO

FACTS:

- I. Vide RTI application dated **29.05.2013**, the appellant sought information on **8** issues.
- II. CPIO, vide his response dated **13.06.2013 & 22.07.2013**, has provided the information to the appellant.
- III. The First Appeal (FA) was filed on **01.07.2013**, as desired information not provided.
- IV. First Appellate Authority (FAA) vide its order dated **29.07.2013** upheld the views of CPIO. However, vide another order dated **18.09.2013** directed the CPIO to furnish information against point no. 5 of the RTI Application dated 29.05.2013. The CPIO in turn after receipt of requisite fee supplied the information on **01.10.2013**.
- V. Grounds for the Complaint filed on **27.11.2013**, are contained in the Memorandum of Complaint.

HEARING

Appellant opted to be absent despite of our due notice to him. Respondents appeared before the Commission personally and made the submissions at length.

DECISION

At the outset, the Commission took a serious view of the absence of Shri Vipin Sharma, CPIO. It has been observed even on earlier occasion, that Shri Vipin Sharma, CPIO, in the hearing of case no. CIC/KY/C/2016/900114 also failed to appear before this bench. Further, the authorized person (Shri Karanpal Singh, Junior Statistical

Nosologist) is too junior official and even not a gazetted officer. Despite of verbal directions given to Vipin Sharma, CPIO through Shri Karanpal Singh, Junior Statistical Nosologist, that he may accompany with some senior officers (not below the rank of Under Secretary) in future. However, Shri Karanpal Singh again appeared before the Commission on behalf of the CPIO. Thus, the CPIO did not bother the CIC's earlier verbal directions sent to him through Shri Karan Pal Singh and again deputed the same junior official to appear on his behalf before this Bench. In view of this, Shri Vipin Sharma, CPIO, is hereby warned not to depute any official below the rank of Under Secretary to represent the case, on behalf of department, before this Bench, in case, he or his FAA is not available due to some compelling circumstances.

2. Apart from above, it is pertinent to mention here that despite of our **due notice**, Complainant failed to appear **either in person** or through someone, duly authorized by him before the Commission to press his case. However, the Commission feels that complainant must have appeared, in such situations, to press his complaint before the Commission, after all, it is his case to be pursued specifically but complainant is absent **deliberately**, despite of our due notice. Thus, it shows the intention of the complainant that he is not interested, **at all**, in pursuing his own case before the Commission.
3. In view of the above, the Commission feels that **no fruitful purpose** would be served by proceeding **in such cases**. Thus, the Commission is of the considered view that it would be **appropriate and even justified** to **dismiss** the case. Therefore, it is hereby **dismissed**.

The complaint is dismissed accordingly.

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

Authenticated true copy

(Krishan Avtar Talwar)
Deputy Secretary

Ms. Radhika Singh,
Joint Commissioner
Municipal Corporation Chandigarh
O/o Addl. District Registrar (Births & Deaths),
New Deluxe Building, Sec-17B, Chandigarh-160017

{For information only.}

The CPIO
Municipal Corporation Chandigarh
O/o Addl. District Registrar (Births & Deaths),
New Deluxe Building, Sec-17B, Chandigarh-160017

Shri Parveen
185, B- Block, Near Bhawani Mata Mandir
Khuda-Ali-Sher, Chandigarh - 160011

