

**CENTRAL INFORMATION COMMISSION**

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

**Tel: 011 - 26182593/26182594**

**Email: registrycab@gmail.com**

**File No : CIC/AB/A/2016/000793-AB**

**In the matter of:**

Sushil Kumar Tailor  
6-D-42/43, Chandsekhar, Azad Nagar,  
Bhilwara, Rajasthan- 311001

...Appellant

VS

Central Public information Officer,  
CPIO/Vigilance, HQ Office, Vigilance Branch,  
North Western Railway, Jaipur, Rajasthan

&

Central Public information Officer,  
Sr. Commercial Manager and Sr.Divisional Personnel  
Officer, Public Information Cell, Divisional Office,  
North Western Railway, Ajmer,, Rajasthan

...Respondents

**Dates**

RTI application	:	09.02.2016
CPIO reply	:	22.02.2016, 25.02.2016, 06.05.2016, 10.05.2016
First Appeal	:	16.03.2016
FAA Order	:	04.05.2016
Second Appeal	:	16.05.2016
<b>Date of hearing</b>	:	<b>22.03.2017</b>

**Information sought:**

The appellant has sought information on 5 points regarding investigation report on letter dated 21.04.2015, copy of notice dated 28.08.2015, copy of order of the Appellate Authority and other related information.

**Grounds for Second Appeal**

The CPIO did not provide the desired information.

## **Order**

**Appellant : Present**

**Respondent : Present, L. S. Choudhary, Jaipur**

During the hearing, the appellant submitted that the case of the appeal against the disciplinary case is pending before CCM (Chief Commercial Manager).

In respect of Para 1 the Commission found that the matter is pending but the plea to the commission to pass order on the appellant to expedite the same is beyond the Commission's jurisdiction. The CPIO submitted that reply to the para 2 is available and would be provided within 7 days from the receipt of the order. The CPIO submitted that action taken as sought for in para 3 of the said RTI application is already provided.

The CPIO also submitted that the complaint is against a third party and is exempted u/s 8(1)(j) of the RTI Act. The Commission observes that action taken on the complaint is disclosable. The Commission directs the CPIO to provide information on para2 of the RTI Act and action taken in respect of paras 4 and 5 and certified copy of only the appellant's statement, within 15 days from the receipt of this order.

***With the above direction, the appeal is disposed of.***

**[Amitava Bhattacharyya]  
Information Commissioner**

Authenticated true copy

(A.K. Talapatra)  
Deputy Registrar

