

CENTRAL INFORMATION COMMISSION
2nd Floor, 'B' Wing, August Kranti Bhawan,
Bhikaji Cama Place, New Delhi -110066
Tel : +91-11-26717355

Appeal No. CIC/VS/A/2015/000918

Appellant: Manoj Kumar Sinha
Shankar Nagar Gali Number-I Line Par,
Moradabad-244001 UP

Respondent: Central Public Information Officer
Dy Secretary, Co-Ordn/G.M. Northern Rly, HQ,
Baroda House, New Delhi-110001.

Date of Hearing: 16.11.2016
Dated of Decision: 16.11.2016

ORDER

Facts:

1. The appellant filed RTI application dated 03.12.2014 seeking information on action taken on letter dated 10.10.2014 addressed to General Manager, Northern Rly, Baroda House, New Delhi with regard to redressal of his grievances regarding not giving legitimate claim etc.
2. The CPIO responded on 31.12.2014. The appellant filed first appeal on 27.01.2015 with the First Appellate Authority (FAA). The FAA responded on 13.03.2015. The appellant filed appeal on 28.04.2015 before the Commission with the plea that the sought for information has not been provided to him.

Hearing:

3. The appellant and the respondent both participated in the hearing.
4. The appellant stated that no information has been provided to him. The appellant stated that he has been given charge of safety category post but the benefits have not been given to him. The appellant stated that he has not been informed on action taken on his representation dated 10.10.2014 which was sent by him electronically.

5. The respondent stated that the appellant had submitted his representation dated 10.10.2014 in EGRS Cell, DRM's Office Northern Railway, Moradabad vide registration number 14623 but as per record the same has not been received in Receipt and Dispatch Section of General Branch, Head Quarters Office, Baroda House, New Delhi. The respondent stated that they have received the hard copy of the referred letter alongwith the RTI application dated 03.12.2014 and the same has been transferred/forwarded on 12.12.2014 to concerned department under intimation to the appellant. The respondent stated that the appellant vide letter dated 31.12.2014 was informed that his letter dated 10.10.2014 has not been received in the office of Receipt and Dispatch Section of General Branch Head Quarters Office Baroda House New Delhi. The respondent stated the application was internally transferred to three-four places and lastly it was transferred on 24.03.2015 to DRM's Office, Northern Railway, Moradabad for replying to the RTI application. The respondent stated that the appellant's first appeal has also been forwarded to the Moradabad Office.

6. The respondent stated that the first appellate authority vide its order dated 13.03.2015 had disposed of the first appeal of the appellant filed in their office, having concurred with the findings of the CPIO.

7. The respondent stated that the action on the letter dated 10.10.2014 is to be taken by the Moradabad Office.

Discussion/ observation:

8. The action/steps taken by the respondent in dealing with the RTI application is satisfactory.

9. It is observed that the sought for information should have been provided by the DRM Office Moradabad. Besides, the respondent should have made an inquiry as to why said letter dated 10.10.2014 sent electronically has not been received electronic while acknowledgement registration number is there.

Decision:

10. Concerned CPIO of DRM's Office at Moradabad is directed to provide to the appellant information in the context of the RTI application within 30 days of this order and a compliance report be filed in the Commission within 45 days of this order.

11. Concerned CPIO of DRM's Office at Moradabad may show cause why action should not be taken against him for contravening the provisions of the RTI Act, within 30 days of this order.

12. Respondent is directed to inquire into the matter as to why letter dated 10.10.2014 is stated to not have been received in their office and file a status report in the matter within 30 days of this order.

The appeal is disposed of. A copy of the order be given to the parties free of cost and a copy of this order along with RTI application be sent to the CPIO DRM's Office at Moradabad. Dy, Registrar may fix hearing for compliance after 45 days.

(Radha Krishna Mathur)
Chief Information Commissioner

Authenticated true copy

(S.C. Sharma)

Dy. Registrar

Copy to: CPIO DRM's Office Railway at Moradabad.