

**CENTRAL INFORMATION COMMISSION**  
**2nd Floor, 'B' Wing, August Kranti Bhawan,**  
**Bhikaji Cama Place, New Delhi -110067**  
**Tel : +91-11-26717355**

**Appeal No. CIC/VS/A/2015/001028**

Appellant: Mr. Prabhat Kumar  
R/o D-65/462 C- 14/A, Amlangagar/Lahartara,  
Varanasi-221002

Respondent: Central Public Information Officer  
M/o Rly, Sr. DPO, Northern Rly, Divinl. Office,  
Hazratganj, Lucknow, UP.

Date of Hearing: 02.11.2016  
Dated of Decision: 02.11.2016

**ORDER**

**Facts:**

1. The appellant filed RTI application dated 08.01.2015 seeking information regarding seniority, promotion, and cadre restructuring of certain officers etc.
2. The CPIO responded on 15.01.2015. The appellant filed first appeal on 16.02.2015 with the First Appellate Authority (FAA). The FAA response is not on record. The appellant filed second appeal on 25.03.2015 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 he has not received any reply from PIO and first appellate authority. The appellant stated that he wanted to know that on what basis Mr. Sandeep was upgraded in the seniority list and on what basis he was considered in general category.
5. The respondent stated that the appellant has been provided a reply to his RTI application vide letter dated 28.01.2015. The respondent stated that

out of 55 employees, 42 employees were promoted under general category as per prevailing rules for promotion. The respondent stated that information with regard to point no. 1 could not be provided as the relevant file/record was not traceable and available. The respondent stated that no separate exam was conducted for promotion of Mr. Sandeep Kumar. The respondent stated that 8 candidate were treated under general category as they qualified in the merit list. The respondent stated that as per the extant rules if SC/ST candidate qualify in the merit he can be treated under general category.

**Discussion/ observation:**

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

**Decision:**

7. Respondent is directed to resend the reply dated 28.01.2015 to the appellant within 7 days of this order.

The appeal is disposed of. A copy of the order be given to the parties free of cost.

**(Radha Krishna Mathur)**  
**Chief Information Commissioner**

Authenticated true copy

(S.C. Sharma)  
Dy. Registrar