

CENTRAL INFORMATION COMMISSION

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

File No. CIC/KY/A/2016/001154

Appellant : Mr. Dilipkumar S. Vinjora
House No. 310, Sec-6, Ganeshnagar
Gandhidham-Kutch, Gujarat-370201

Public Authority : The Dy. Commissioner of Customs & CPIO
M/o. Commerce & Industry, KandlaSepcial Economic Zone, O/o. the
Dev. Commissioner, Gandhidham-Kutch, Gujarat-370230

Date of Hearing : 23.09.2016
Date of Decision : 23.09.2016

Presence:

Appellant : Absent
CPIO : Absent

FACTS:

- I. Vide RTI application dated **13.04.2016**, the Appellant sought information on **5 issues**.
- II. CPIO, vide its response dated **11.05.2016**, has provided the information to the Appellant.
- III. The First Appeal (FA) was filed on **16.05.2016**, as desired information not provided.
- IV. First Appellate Authority (FAA), vide its order dated **14.06.2016**, upheld the decision of CPIO.
- V. Grounds for the Second Appeal filed on **25.06.2016**, are contained in the Memorandum of Second Appeal.

HEARING

Appellant as well as respondent opted to be absent despite of our due notice to them.

DECISION

At the outset, it is to be seen here that as per the contents of appellant's Second Appeal dated **25.06.2016**, appellant has requested this Commission to give him an opportunity of being heard through Video Conference. Further, to meet the principles of natural justice, the Commission acceded to his request and Notice of hearing dated 08.09.2016, was issued to both parties to attend the hearing through Video Conferencing at NIC District Centre, Kutch.

2. Further, respondents reached at NIC District Centre, Kutch, to attend the Video Conferencing. However, due to technical problems, Video Conference could not be connected for hearing, At this, the Commission offered Audio Conference to the concerned parties. However, appellant as well as respondents **could not turn up for attending the hearing and disconnected the phone**, for the reasons best known to them. Apart from this, the captioned case is being **dealt with on merit** on the basis of documents attached herewith.
3. It is pertinent to mention here that the appellant, vide his RTI Application dated **13.04.2016**, sought information from the respondents on **5 issues**. Respondents, vide their response dated **11.05.2016**, provided the required information to the appellant. Being aggrieved by the aforesaid response, FA was filed by the appellant on **16.05.2016** before the FAA, who vide his order dated **14.06.2016**, upheld the decision of CPIO.
4. The Commissioner **perused** the case-file **thoroughly**; specifically, **nature of issues** raised by the appellant in his RTI application dated **13.04.2016**, respondent's response dated **11.05.2016**, FAA's order dated **14.06.2016**, other material made available on record and also the grounds of memorandum of second appeal.
5. In view of the **position** above and in the **circumstances** of the case, the Commission is of the considered view that the respondents have provided the required information to the appellant in terms of **Section 2(f) of the RTI Act 2005**. In view of this, the Commission feels that the appellant's second appeal becomes **redundant** in this regard. Thus, the appellant's second appeal deserves to be **dismissed**. Therefore, it is **dismissed**.

The Appeal is dismissed accordingly.

Sd/-

(M.A. Khan Yusufi)

Information Commissioner

Authenticated true copy

(Krishan Avtar Talwar)
Deputy Secretary

The Dy. Commissioner of Customs & CPIO
M/o Commerce & Industry,
Kandla Sepcial Economic Zone,
O/o. the Dev. Commissioner,
Gandhidham-Kutch, Gujarat-370230

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