

# CENTRAL INFORMATION COMMISSION

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

File No. CIC/KY/A/2016/001170

Appellant : Shri Dharmendra Choudhari  
S/o. Shri Dhiraj Singh  
R/o. N-21, Shivalik Nagar, BHEL  
Ranipur, Haridwar, Uttarakhand

Public Authority : The CPIO  
Ministry of Heavy Industries and Public Enterprises  
BHEL, Heavy Electrical Equipment Plant,  
Ranipur, Haridwar-249403

Date of Hearing : 21.09.2016  
Date of Decision : 21.09.2016

## Presence:

Appellant : Absent  
CPIO : Absent

## FACTS:

- I. Vide RTI application dated **04.03.2016**, the Appellant sought information on **8 issues**.
- II. CPIO, vide its response dated **27.03.2016**, denied the information u/s 8 (1) (a).
- III. The First Appeal (FA) was filed on **01.04.2016**, as desired information not provided.
- IV. First Appellate Authority (FAA), is not on record.
- V. Grounds for the Second Appeal filed on **17.05.2016**, 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

It would be seen here that the appellant, vide his RTI Application dated **04.03.2016**, sought information from the respondents on **8 issues**. Respondents, vide their response dated **27.03.2016**, allegedly **denied** the required information to the appellant by taking a plea under **section 8(1)(a) of the RTI Act 2005**. Being aggrieved by the aforesaid response, FA was filed by the appellant on **01.04.2016** before the FAA, who **could not take up** the same for its disposal **for the reasons best known to him**. Hence, a Second Appeal before this Commission.

2. The Commissioner **perused** the case-file **thoroughly**; specifically, **nature of issues** raised by the appellant in his RTI application dated **04.03.2016**, respondent's response dated **27.03.2016**, other material made available on record and also the grounds of memorandum of second appeal.
3. The Commission is of the considered view that it is a fit case to be **remanded back** to learned FAA with a direction to dispose of the Appellant's FA filed on **01.04.2016**, **in accordance with the provisions of RTI Act 2005**, within 30 days from the date of receipt of this order under intimation to the Commission. As such, the case is **remanded back**.

The Appeal is disposed of accordingly.

Sd/-

(M.A. Khan Yusufi)

Information Commissioner

Authenticated true copy

(Krishan Avtar Talwar)  
Deputy Secretary

The CPIO  
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